

Item 24-0279: Approve request from RYE Restaurant for an annual street occupancy permit along 308 W. College Avenue for a window box overhang/obstruction

Municipal Services Committee

Mon, Mar 11, 2024 10:47AM

Aldersperson Katie Van Zeeland (District 5) 03:22

Action Item 24-0279 approve the request from Rye restaurant for an annual street occupancy permit along 308 West College Avenue for a window box overhang obstruction.

Aldersperson William Siebers (District 1) 03:35

Move for approval.

Aldersperson Vered Meltzer (District 2) 03:36

Second.

Aldersperson Katie Van Zeeland (District 5) 03:36

We have a motion to approve and a second. Any questions, concerns on this item? Alder Hayden, what microphone Do you have? Go ahead.

Aldersperson Patrick Hayden (District 7) 03:49

Thank you chair. I talked with the owners of Rye and this window box has been there for eight years and it contributes I think to the aesthetic appeal of College Avenue. I think anybody's walked down the sidewalk over there can tell that it's not an obstruction in any way, and I would I would support the approval of this.

Aldersperson Katie Van Zeeland (District 5) 04:06

Thank you. I know while it is in the right of way, I do agree that it adds to the ambiance of the downtown and doesn't really seem to inhibit anyone from walking through. As I understand it, Director Block, the owner is providing—if they are going to get this permit would provide proof of insurance. They'd be liable for any accidents that might occur because of that into the right of way. You're director one? Is that correct?

Director Danielle Block (Department Of Public Works) 04:43

Thank you, Chair. So, correct. They're required to submit a statement of insurance coverage. I cannot opine on liability, but I can speak to the requirements of the permit and that's required and they have submitted it.

Aldersperson Katie Van Zeeland (District 5) 04:58

Thank you. So, the purpose of the special use permit is to limit our risk as in as the city. Is that correct, Attorney Behrens? Director....

Attorney Christopher Behrens 05:10

Two. I'll echo what Director Block said. We have certain requirements in place.

Aldersperson Katie Van Zeeland (District 5) 05:20

The requirement is to have insurance for their own liability.

Attorney Christopher Behrens 05:23

Yeah.

Aldersperson Katie Van Zeeland (District 5) 05:23

Okay. Great. Thank you. Any other questions, discussion? Hearing none, we'll vote. All those in favor say aye. Aye. Any opposed? That motion passes three, zero.