

City of Canandaigua
Sidewalk Café Regulations
(§ 600-14.D. of the Municipal Code)

In commercial districts, an establishment serving food and drink may establish an outdoor cafe in an area directly in front of the establishment extending onto the public sidewalk a distance as specified below. This sidewalk cafe shall consist of tables and chairs and may include either temporary barriers or a raised deck or platform resting on the sidewalk. Occupancy of the cafe shall be limited to the number of chairs provided at tables within the cafe.

1. On South Main Street from the railroad crossing to Antis Street on the west side and Saltonstall Street on the east side, extending eight feet from the front wall of such establishment.
2. On the north side of Lakeshore Drive between South Main Street and Muar Street, extending onto the public sidewalk and/or right of way up to 6 1/2 feet from the front boundary line of the land parcel on which the establishment is located, provided that a continuous width of at least four feet of sidewalk shall remain unobstructed.
3. On side streets within the Central Business District, and in other commercial districts, extending up to eight feet from the front of such establishment, the exact distance to be determined by the City Manager of the City of Canandaigua on an individual basis, so as to prevent interference with public safety and passage on public sidewalks, provided that a continuous width of a least four feet of sidewalk shall remain unobstructed.
4. A business establishment with an outdoor cafe may place potted flowers and/or plants on the public sidewalk directly adjacent to the cafe extending up to one foot beyond the cafe area as permitted above, provided that the City Manager shall determine that such potted plants will not create a hazard for pedestrians.
5. **The establishment of a sidewalk cafe shall be subject to the issuance of an annual permit by the City Manager.**
 - a. The initial application for such permit shall include Planning Commission review of the architectural design of all temporary barriers, raised decks, or platform structures in accordance with adopted design guidelines.
 - b. A building permit shall be issued annually by the Code Enforcement Officer for any structures associated with the sidewalk cafe.
 - c. Prior to the issuance of an annual permit, the applicant business shall provide proof of an insurance policy insuring against personal and/or property injury caused by the erection and maintenance of said cafe structure in an amount consistent with the City's requirements for such insurance, and naming the City as an additional insured party.
6. The use of the public sidewalk for the purpose of sidewalk cafes shall be permitted from April 15 until November 15. Such cafes may begin serving patrons at 7:00 a.m. daily, and shall be closed and vacated nightly no later than 10:00 p.m. Sunday through Thursday, and 11:00 p.m. Friday and Saturday. Outdoor music associated with any cafe shall cease at the same hour.
7. The sidewalk cafe shall be maintained in a safe, neat, and clean condition, free of any trash associated with the use. All tables, chairs and structures shall be maintained in good repair.
8. The permit for a sidewalk cafe may be revoked if the City Manager determines that any of the conditions of approval have been violated, including violations to Chapter 494; "Noise Control".

