



**TEMPORARY PARK LANE STREET USE PERMIT**  
**(Daily: 6:00 PM TO 6:30 AM)**  
**APPLICATION FORM**

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Business Name: \_\_\_\_\_  
Site Address: \_\_\_\_\_  
Applicant Name: \_\_\_\_\_  
Phone: \_\_\_\_\_  
Email: \_\_\_\_\_  
Mailing Address: \_\_\_\_\_

**PERMIT SCOPE**

This application is for those businesses operating on Park Lane located between Lake Street South and Main Street. Businesses may operate on Park Lane outside of the vehicular drive lane between the hours of 6:00 pm and 6:30 am for the duration of Phase 2 and 3 of Washington's Safe Start plan.

All business must follow the guidelines and restrictions of the Washington's Safe Start plan and those of King County Public Health. Businesses may find the latest COVID-19 information for Washington and King County at the following websites:

Safe Start: Business Guidance, County Status and What's Open:  
<https://coronavirus.wa.gov/what-you-need-know/safe-start>

King County Public Health, COVID-19 Resources for Businesses:  
<https://www.kingcounty.gov/depts/health/covid-19/workplaces.aspx>

Restaurants should also contact Washington State Liquor and Cannabis Board on extending outside liquor service:  
[https://lcb.wa.gov/sites/default/files/publications/temp\\_links/Coronavirus-Extending-Outside-Liquor-Service-6-11-20.pdf](https://lcb.wa.gov/sites/default/files/publications/temp_links/Coronavirus-Extending-Outside-Liquor-Service-6-11-20.pdf)

**CONDITIONS OF TEMPORARY PARK LANE STREET USE PERMIT**

- I. Permittee agrees to the following limitations of this permit:
  - A. Retail or restaurant establishments may utilize surface demarcations available from the City to delineate an extended outside service area from the storefront to the edge of the 1-foot concrete buffer at the edge of the vehicular travel lane, hereto described as the pedestrian corridor, from 6:00 pm to 6:30 am. Any establishment that serves alcoholic beverages shall comply with all applicable Washington Liquor and Cannabis Board regulations;



# TEMPORARY PARK LANE STREET USE PERMIT (Daily: 6:00 PM TO 6:30 AM) APPLICATION FORM

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- B. A retail or restaurant establishment may ask to utilize the right-of-way out to the aforementioned boundary described in Section I.A. of a neighboring business by providing the City of Kirkland with a letter of consent from the neighboring business;
  - C. For restaurant establishments, a single opening for customer entry shall be provided;
  - D. For restaurant establishments, no off-premises advertising signs or displays are allowed;
  - E. The minimum height for umbrellas and other shade devices shall be seven feet in order to provide unobstructed passage for pedestrians;
  - F. All retail and restaurant use within permitted street area must meet the guidelines and restrictions of the Washington's Safe Start plan and King County Public Health's guidelines for restaurants and other food businesses;
- II. Permittee agrees to operate said Park Lane street use as follows:
- A. No alcoholic beverages may be served or consumed within the extended outside service area, except under the following conditions:
    - 1. All Washington State Liquor and Cannabis Board regulations, including regulations relating to "extended outside service areas" shall be adhered to,
    - 2. All City approved surface demarcations delineate the extended outside service area from the adjoining pedestrian corridor shall be monitored and maintained,
    - 3. A breach of any of the foregoing conditions shall be grounds for immediate suspension of the permit pursuant to Section III below;
  - B. Park Lane, including both the extended outside service area and the unobstructed pedestrian corridor shall be maintained in a clean and litter-free condition and shall be cleaned by the permittee not less often than once daily;
  - C. No food preparation shall take place within the permit area;
  - D. No food service or other activity shall be carried on by the permittee from or within the pedestrian corridor;
  - E. For restaurant establishments, no product displays, i.e. food cases, coolers, etc., shall be placed within the approved extended outside service area;
  - F. Any violation of the foregoing conditions shall constitute grounds for immediate revocation of the permit;



# TEMPORARY PARK LANE STREET USE PERMIT (Daily: 6:00 PM TO 6:30 AM)

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III. The City may, and reserves the right to, temporarily or permanently suspend a street use permit during the course of area-wide special events or in the interest of the public health, safety and welfare.

IV. The undersigned agrees to defend, pay, indemnify, and save harmless the City of Kirkland, its officers, agents and employees from any and all claims for damage or injury, real or imaginary which may be made against the City, its officers, agents or employees where such claim arises out of the construction, development, maintenance or utilization of the hereinbefore described public right of way or the responsibilities of the permittee arising out of this permit, excepting therefrom only those instances where the sole proximate cause of such damage or injury is the negligence of the City of Kirkland, its officers, agents or employees. The indemnification herein provided shall include indemnification for reasonable attorney's fees required to be incurred by the City of Kirkland in the investigation or defense of any such claim or in seeking performance of the permittee.

I certify or declare under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

### **Owner or Authorized Agent:**

By signing this document, I agree to its terms and conditions.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Print Name: \_\_\_\_\_ Title: \_\_\_\_\_

### **APPLICATION CHECKLIST**

1. Completed Application Form; and,
2. Submit an updated Certificate of Insurance with minimum limits of \$300,000 per occurrence (see Sample).
3. If applicable, a Letter of Consent from a neighboring business for the use of right-of-way in front of said business by the applicant (see Conditions of Street Use Permit Section I.B.)

# CERTIFICATE OF INSURANCE

ISSUE DATE (MM/DD/YY)

04/11/88

PRODUCER  
 ...  
**STRONG EDEN & ASSOCIATES**  
 2001 6TH AVE, SUITE 2600  
 SEATTLE WA 98121

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

## COMPANIES AFFORDING COVERAGE

COMPANY LETTER <b>A</b>	INSURANCE COMPANY OF THE WEST
COMPANY LETTER <b>B</b>	
COMPANY LETTER <b>C</b>	
COMPANY LETTER <b>D</b>	
COMPANY LETTER <b>E</b>	

INSURED  
**Moss Bay Yacht Club**  
 89 Kirkland Avenue  
 Kirkland,, WA 98033

**COPY**

## COVERAGES

THIS IS TO CERTIFY THAT POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED, NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN. THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS, AND CONDITIONS OF SUCH POLICIES.

TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE AND COPIES	POLICY EXPIRATION DATE AND COPIES	ALL LIMITS IN THOUSANDS	
<input checked="" type="checkbox"/> GENERAL LIABILITY	CHO580308-01	03/18/88	03/18/89	GENERAL AGGREGATE	\$ 500
<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY	CHO580308-01	03/18/88	03/18/89	PRODUCTS COMPOSITE AGGREGATE	\$ 500
<input checked="" type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCURRENCE	CHO580308-01	03/18/88	03/18/89	PERSONAL & ADVERTISING INJURY	\$ 500
<input checked="" type="checkbox"/> OWNER'S & CONTRACTORS PROTECTIVE	CHO580308-01	03/18/88	03/18/89	EACH OCCURRENCE	\$ 500
	CHO580308-01	03/18/88	03/18/89	FIRE DAMAGE - ANY ONE FIRE	\$ 500
	CHO580308-01	03/18/88	03/18/89	MEDICAL EXPENSE - ANY ONE PERSON	\$ 500
<input type="checkbox"/> AUTOMOBILE LIABILITY				TEL.	\$
<input type="checkbox"/> ANY AUTO				BODILY INJURY - PER PERSON	\$
<input type="checkbox"/> ALL OWNED AUTOS				BODILY INJURY - PER ACCIDENT	\$
<input type="checkbox"/> SCHEDULED AUTOS				PROPERTY DAMAGE	\$
<input type="checkbox"/> HIRED AUTOS					
<input type="checkbox"/> NON-OWNED AUTOS					
<input type="checkbox"/> GARAGE LIABILITY					
<input type="checkbox"/> EXCESS LIABILITY				EACH OCCURRENCE	AGGREGATE
<input type="checkbox"/> OTHER THAN UMBRELLA FORM				\$	\$
<input type="checkbox"/> WORKERS' COMPENSATION AND EMPLOYERS' LIABILITY				STATUTORY	
				\$	EACH ACCIDENT
				\$	DISEASE POLICY LIMIT
				\$	DISEASE EACH EMPLOYEE
<input type="checkbox"/> OTHER					

DESCRIPTION OF OPERATIONS, LOCATIONS, VEHICLES, RESTRICTIONS, SPECIAL ITEMS  
 CITY OF KIRKLAND is named ADDITIONAL INSURED but only as respects operations of the Named Insured under the SIDEWALK CAFE PERMIT for the 89 Kirkland, Washington location.

**CITY OF KIRKLAND**  
 CITY HALL  
 123 FIFTH AVENUE  
 KIRKLAND, WA 98033

**CANCELLATION**  
 SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT. BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE COMPANY, ITS AGENTS OR REPRESENTATIVES.  
 AUTHORIZED REPRESENTATIVE  
*Warrell C. Eden*