



## Temporary Indoor Dining

During this time of COVID-19 restrictions, restaurants (hereinafter “Permanent Licensed Business”) in the City of North Olmsted (the “City”), whose indoor seating capacity has been impacted by the current State of Ohio COVID-19 gathering restrictions are permitted to utilize temporary additional indoor dining, to obtain increased capacity subject to existing City, State of Ohio and County Board of Health codes.

In order to assist Licensed Food Businesses during this time of challenge, the following information is offered for guidance.

Time limited occupancy, or temporary space for indoor dining, is available for potential use in currently vacant commercial retail space located within an approximate distance of 250 feet from a currently Licensed Food Business, without crossing a road, and must exist within the same retail plaza area.

Each Licensed Food Business seeking to utilize a temporary space for indoor dining is encouraged to work with the landlord for the use of the temporary space arrangement. The Licensed Food Business will be responsible for adherence to the Board of Health and State of Ohio regulations for operation of its temporary space for indoor dining in the same manner that it is currently obligated to do for the main, original restaurant location of the Licensed Business.

The authorized use of temporary space for indoor dining shall expire at the time set forth in the certificate of occupancy issued by the City for the time limited occupancy.

### **Conditions:**

#### **Pursuant to requirements of the City of North Olmsted:**

Each Licensed Food Business must provide written approval from the property owner of the vacant space for the use of the proposed temporary space.

To obtain limited time occupancy, the Permanent Licensed Business must:

- Apply at the Building Department of the City using the "Plan Approval and General Building Permit-Commercial" application form available on line. The application shall indicate that the applicant is applying for a “time limited occupancy” for dining purposes accessory to their existing occupancy in the scope section of the application. The Applicant shall also provide an accurate scaled floor plan of the existing space with the application and also provide a copy to the Board of Health. The City shall provide applicant, without charge, a copy of any floor plans on file for the space that is the subject of the proposed time limited occupancy. With a completed application and fee, the application for proposed time limited occupancy (temporary space for indoor dining) shall be reviewed for compliance with applicable Ohio Building Code requirements.
- The applicant will take notice that, among other regulations, occupants in the temporary space pursuant to a certificate of occupancy issued for a limited time occupancy, pursuant to the Ohio Building Code, shall not exceed fifty (50) persons. This is a maximum number under the Ohio Building Code and may be significantly less due to Covid-19 restrictions. Proposals greater than fifty (50) person occupancy may require a separate review process.
- Restroom facilities in the temporary space are not required, based on the nature of the temporary permit. Patrons shall utilize the restroom facilities at the Originally Licensed Food Business. Any restroom(s)

located within the temporary space may be utilized if those restroom(s) comply with all city, county and state regulations for operation of restroom facilities.

**Pursuant to requirements of the Board of Health:**

- The proposed temporary space shall be subjected to inspections for cleanliness and adherence to safety codes required for occupancy as well as for Board of Health compliance.
- Each temporary space shall have a handwashing sink, independent of any operating restrooms, for use by patrons and employees. If no hand sink is available, adequate hand sanitizing supplies for the convenience of patron and employee use within the temporary space shall be made available.
- The temporary space shall have no storage or preparation facilities for food or beverages but is permitted a refrigerator. The refrigerator in the temporary space may only hold non-time/temperature-controlled for safety (non-perishable) beverages and food. The refrigerator in the temporary space is not required to be commercial-grade. However, non-commercial grade refrigerators are not permitted to be transferred to the Originally Licensed Food Business after closure of the temporary space.
- The total number of seats in the temporary space and the Originally Licensed Food Business dining rooms, for each as combined, shall not be permitted to exceed the total number of seats present in the Permanent Licensed Business dining room prior to COVID-19.
- The self-serve items for use by patrons may be stored in the temporary space and must be in compliance with the COVID-19 Order as issued by the State of Ohio. All self-serve items, including condiments, must be removed from tables and common areas. In lieu of bottles and dispensers, single-use disposable packets or cups should be used.
- Food and beverages delivered to the temporary space shall be served in such a manner consistent with outdoor dining guidelines and it is encouraged that food be covered while in transit from the main food service operation to the temporary space location.
- A non-public space shall be required in the temporary space which shall contain all necessary items for routine and daily cleaning as prescribed by the county health guidelines for restaurants and food services premises. Such items will include, but are not limited to, a “slop” or other sink appropriate to accommodate a mop and other cleaning items as required by the Cuyahoga County Board of Health.

All other State, County and local laws, rules and regulations regarding special operations during the State declared health emergency shall be followed.

This information is provided for informational purposes to assist interested food service operations in obtaining temporary indoor dining space during the COVID-19 pandemic.