



CITY OF JACKSONVILLE BEACH DOGS IN OUTDOOR DINING AREA PERMIT APPLICATION

City Clerk's Office
11 North 3rd Street
Jacksonville Beach, FL 32250
(904) 247-6250

SECTION 1: Business Information:

Application Date: _____

Business Name: _____

Street Address: _____ Business Phone: _____

Mailing Address: _____

Applicant/Contact Name: _____ Copy of Photo ID Attached: _____

Address: _____ Phone: _____

SECTION 2: Attachments - Submit with Application:

1. Florida DBPR Restaurant License/Food Service Permit, copy attached: ___ Yes ___ No
2. Accurate (to scale) sketch of outdoor area designated to patrons with dogs, showing the following:
 - ___ Dimensions of designated area
 - ___ Number & placement of tables, chairs, any restaurant equipment
 - ___ Entryway & exits to designated outdoor area
 - ___ Boundaries of designated area & other areas of outdoor dining not for patrons with dogs
 - ___ Fences or other barriers
 - ___ Surrounding property lines & public rights-of-way, including sidewalks & common pathways
3. ___ Days/Hours of operation patrons' dogs will be permitted in the designated outdoor area
4. ___ Photo or draft of signs - in compliance with Section 5-75 Required Signs (copy attached)

SECTION 3: Certification:

I certify the information contained herein is true and correct to the best of my knowledge, and I have received a copy of Chapter 5, Article III - Dogs within the Outdoor Dining Areas of Public Food Service Establishments, of the Jacksonville Beach Code of Ordinances. I understand that any false or misleading information on this application, failure to pay the required permit fee, or failure to comply with the City of Jacksonville Beach Code in accordance with Florida Statute Chapter 509.233, may be cause for referral to the Special Magistrate for disposition, per Chapter 162, Florida Statutes. This permit is not transferable upon the sale/transfer of ownership of the food service establishment.

Signature of Applicant: _____ Date: _____

SECTION 4: City Clerk's Office SIC Code: 5812G LBT Receipt # _____

Per Resolution No. 1858-2010: Annual Permit \$ 75.00 ___ Cash ___ Check # _____

Received by: _____ Date: _____

Site inspection completed on: _____ by: _____

Application complete – approved for permit Application incomplete – not approved for permit

Reviewed by: _____ Date: _____

ARTICLE III. - DOGS WITHIN THE OUTDOOR DINING AREAS OF PUBLIC FOOD SERVICE ESTABLISHMENTS

Sec. 5-71. - Authority.

Florida Statutes § 509.233, authorizes the city to adopt an ordinance and issue a permit to public food service establishments that provides an exemption from Section 6-501.115 of the Food and Drug Administration Food Code in order to allow dogs in the outdoor dining areas of their establishment. The purpose of such local permit requirement is to protect the health, safety, and welfare of the public.

(Ord. No. 2020-8155, § 3, 4-5-21)

Sec. 5-72. - Permit authorization.

The city manager or his/her authorized representative is hereby authorized to issue such permit following the application on a form as provided by the city on the condition that the public food service establishment seeking such permit has complied with all the requirements of F.S. § 509.233, and this article.

(Ord. No. 2020-8155, § 3, 4-5-21)

Sec. 5-73. - Violations.

Violations of this article shall be referred to the Special Magistrate of the City of Jacksonville Beach for disposition in accordance with F.S. § 162.06, and will be reported to the Florida Division of Hotels and Restaurants in accordance with F.S. § 509.233.

(Ord. No. 2020-8155, § 3, 4-5-21)

Sec. 5-74. - Permits.

Public food service establishments choosing to allow patrons' dogs within certain designated outdoor portions of their establishment must apply for and receive a permit from the city before allowing dogs on their premises.

- (1) Application for a permit must include the following information:
 - a. The name, location, and mailing address of the public food service establishment.
 - b. The name, mailing address, and telephone contact information of the permit applicant.
 - c. A diagram and description of the outdoor area to be designated as available to patrons' dogs, including dimensions of the designated area; a depiction of the number and placement of tables, chairs, and restaurant equipment, if any; the entryways and exits to the designated outdoor area; the boundaries of the designated area and of other areas of

outdoor dining not available to patrons' dogs; any fences or other barriers; surrounding property lines and public rights-of-way, including sidewalks and common pathways. The diagram or plan must be accurate and to scale, but need not be prepared by a licensed design professional.

- d. A listing of the days of the week and hours of operation that the patrons' dogs will be permitted in the designated outdoor area.
- (2) Permits issued pursuant to this section shall establish that dogs are not allowed to travel through indoor or undesignated outdoor portions of the public food service establishment, and ingress and egress to the designated outdoor portions of the public food service establishment must not require entrance into or passage through any indoor area of the food establishment.
 - (3) Permits issued pursuant to this section shall require the public food service establishment to provide:
 - a. Waterless hand sanitizer at all tables in the designated outdoor area.
 - b. A kit, maintained near the designated outdoor area, with the appropriate materials for cleaning and sanitizing an area soiled by dog waste.
 - (4) Permits issued pursuant to this section shall not be transferred to a subsequent owner upon the sale of the public food service establishment, but will expire automatically on the sale of the establishment. Subsequent owners must reapply for a permit if the subsequent owner wishes to continue to accommodate patrons' dogs.

(Ord. No. 2020-8155, § 3, 4-5-21)

Sec. 5-75. - Required signs.

Public food service establishments that obtain the necessary permit to allow dogs into designated outdoor areas must provide the following signage:

- (1) *Requirements.* Signs must comply with the following requirements:
 - a. Lettering must be no less than a 36-point font.
 - b. Lettering must be in a contrasting color to the sign background so as to be visible and readable.
- (2) *Employee signs.* Signs with the following rules must be prominently posted in an employee area:
 - a. All public food service employees must wash their hands promptly after touching or handling dogs.
 - b. Employees are prohibited from touching or handling dogs while they are serving food or beverages or handling tableware.
 - c.

Employees must not allow dogs to come in contact with dishes, utensils, tableware, linens, or other items involved in food service operations.

- d. Dogs are not allowed on chairs, tables, or other furnishings.
- e. All table and chair surfaces must be cleaned and sanitized with a proper sanitization product between seating of patrons.
- f. Spilled food and/or drink must be removed from the floor or ground between seating of patrons.
- g. Accidents involving dog waste must be cleaned, and the area sanitized immediately with a proper sanitizing agent.

(3) *Patron signs.* Signs with the following rules must be posted at the entrance to the designated outdoor area allowing dogs:

- a. Patrons are advised to wash their hands with the waterless hand sanitizer provided at tables for that purpose.
- b. Patrons must keep their dog on leash at all times and must keep their dog under control.
- c. Dogs are not allowed to come in contact with dishes, utensils, tableware, linens, or other items involved in food service operations.
- d. Dogs are not allowed on chairs, tables or other furnishings.
- e. Accidents involving dog waste must be cleaned and the area sanitized immediately with a proper sanitizing agent.

(Ord. No. 2020-8155, § 3, 4-5-21)

Sec. 5-76. - Fees.

Fees may be set by resolution of the city council.

(Ord. No. 2020-8155, § 3, 4-5-21)

Sec. 5-77. - Liability.

This article in no manner assumes responsibility, obligation, or liability for any functions of the Florida Division of Hotels and Restaurants for the proper operations of such businesses as established by state and federal laws. By issuing any permit under this section, the City of Jacksonville Beach assumes no responsibility, obligation, or liability related to the public food service establishment choosing to allow dogs within the outdoor dining area.

(Ord. No. 2020-8155, § 3, 4-5-21)

Sec. 5-78—5-79. - Reserved.