

PRIVATE USE OF PUBLIC RIGHT OF WAY – THE R-PERMIT

9.6 R-Permit Specifications

Requests for encroachment and R-Permit approval are varied and unique. Each encroachment request must be reviewed on its own merit. Listed below are common encroachment requests.

Sidewalk Dining - This should not be permitted where the encroaching tables and chairs would reduce the unobstructed sidewalk width for pedestrian access to less than seven feet. The unobstructed width shall not include any border hardware such as parking meters, street lights, signs, news racks, posts, or any other obstruction.

Sidewalk dining facilities shall be free standing, unattached to the sidewalk, and shall be removed from the sidewalk when the dining facility is not open for business.

Fences/Walls/Gates - Driveway gates should generally be placed 20 feet behind curb face or roadway edge to permit a vehicle to park in front of the gate, out of the roadway while opening the gate or waiting for ingress. This 20-foot setback should be maintained either within an excessive width border or on private property.

The allowable height of fences, walls, and gates are stipulated in the Zoning Code. In those cases where the permissible height of fences/walls is not apparent, a condition shall be imposed to require Planning Department approval of a proposal for an apparent over-in-height fence/wall.

Inspection - The type of encroachment will be the guide for which type of inspection will be needed. Most encroachments involve minor street construction and an A-Permit. Inspection will be conducted as it pertains to the A-Permit.