

FOR STAFF USE ONLY

Case Number CAF03-00014
Planner YAICH
Fee \$1000

Date Filed 9/2/03
Credit Card -
Receipt No. 53547

Application for:

Sidewalk Café Permit



City of Corvallis
Development Services
501 SW Madison
P.O. Box 1083
Corvallis, OR 97339-1083
Phone: (541) 766-6929
FAX: (541) 766-6936

Application is hereby made for a revocable permit to operate a SIDEWALK CAFÉ in accordance with chapter 8.08 of the City of Corvallis Municipal Ordinance Code.

Restaurant Name PEACOCK TAVERN Phone # 541-754-8522
Address 125 SW 2nd St.

Assessor's Map # R0932 11535 DC 10400 Tax Lot 123830
*The Assessor's Map # (township/range/section) and the Tax Lot # (parcel number) is located on your tax statement in the upper left side or at the Assessor's Office

Property Owner DON C. LYON Property Owner Signature Don C. Lyon
PRINT NAME

Property Owner Address 3800 Mt. View Sp 90 Albany, Ore Phone 541-926-1306

Lot Area _____ Development District (i.e., zone) CB

Attachments: Site Plan (required) Floor Plan Elevations
*If diagrams are larger than 11" x 17", please submit 4 copies

Applicant holds a current Oregon Liquor Control Commission (OLCC) license: Yes No

Fees: Food and/or non-alcoholic beverages: \$50.00
Alcoholic beverages: \$100.00

I shall hold the City of Corvallis, its officers, agents, and employees free and harmless from any claims for damages to persons or property including legal fees and costs of defending any actions or suits thereon, including appeals therefrom, which may result from granting this permit.

Applicant Name John Carter Applicant Signature John Carter
Date: 9-2-03

Development Services Signature _____ Date 9/30/03
Police Department Signature _____ Date _____

Approved Denied
 Approved Denied



Community Development
Development Services Division
501 SW Madison Avenue
P.O. Box 1083
Corvallis, OR 97339-1083
(541) 766-6929
TTY (541) 766-6477

August 25, 2003

The Peacock
125 SW Second Street
Corvallis, OR 97333

RE: Operation of Sidewalk Café

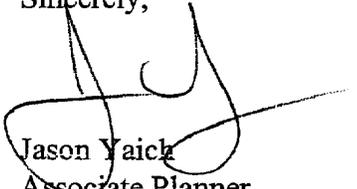
Dear Operator,

Recently the Community Development Department conducted a field survey to inventory and assess the permit status of sidewalk cafes. This survey indicates that your business operates a sidewalk café in the public right-of-way, and that you either do not have an application on file with the Development Services Division for your sidewalk café, or you have not completed your application and permit requirements.

Please review your records of your sidewalk café permit status for 2003 and, if necessary, complete and file the attached application with the Development Services Division by September 2, 2003. If you have already filed an application for the 2003 calendar year, but have not completed the requirements of your sidewalk café agreement, please do so by September 2, 2003.

If you have any questions, or feel that this letter has been sent to you in error, please contact me directly at (541) 766-6729, ext. 6709.

Sincerely,


Jason Yaich
Associate Planner

*8/28/03
Called &
requested the
application and
enclosed*

October 16, 2003

John Carter
Peacock Tavern
125 SW 2nd Street
Corvallis, OR 97333

RE: Sidewalk Café Permit No. **CAF03-00014** for Peacock Tavern at 125 SW 2nd Street

The City staff has completed its review of your request for a Sidewalk Café Permit. Your request has been tentatively approved subject to the following condition:

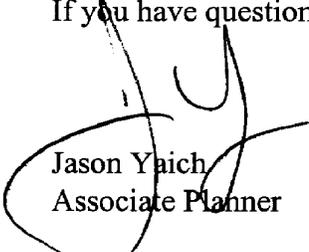
1. The permittee is to sign the attached Sidewalk Café Permit Agreement (please sign and date at the bottom of page 3), which contains the conditions under which the sidewalk café must be operated, and return the executed agreement to City of Corvallis Development Services Division (attention: Jason Yaich).

Development Services has a copy of your insurance policy, on file, which provides coverage, names the City of Corvallis as an additional insured, and contains the required endorsements as outlined in Section 8 of the Sidewalk Café Permit Agreement.

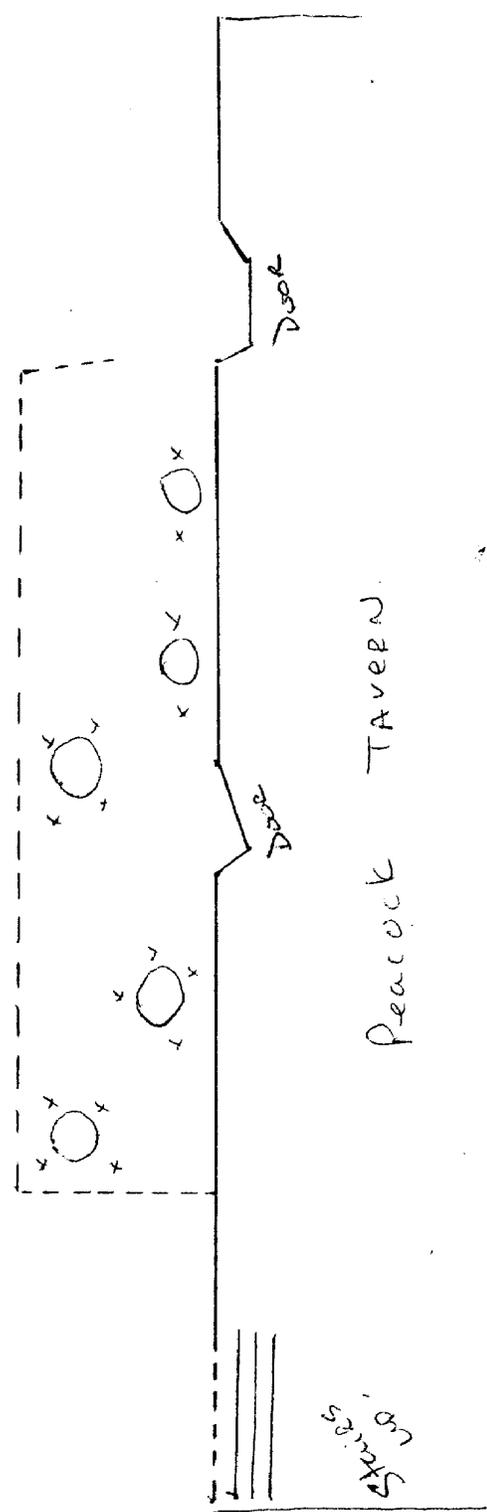
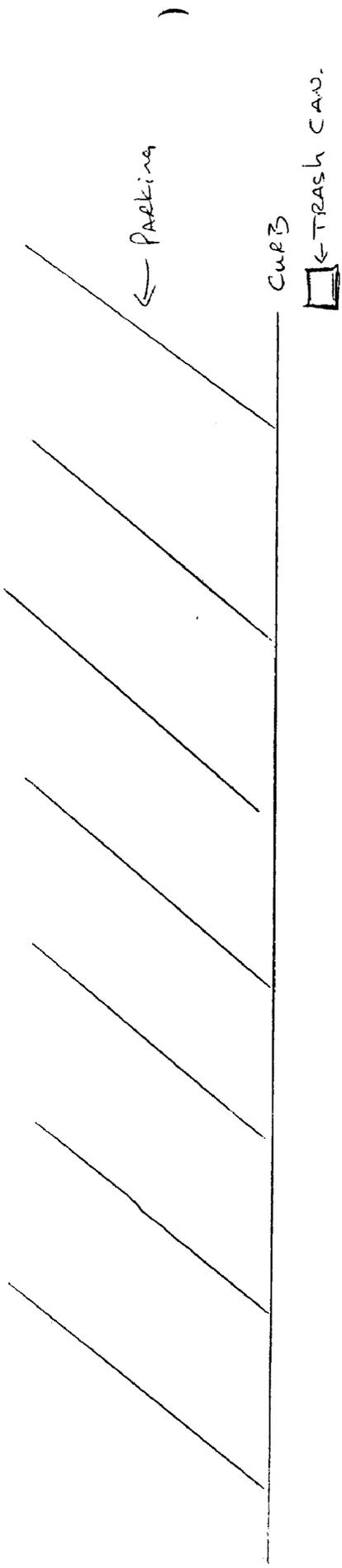
Please note that Sidewalk Café Permits are valid for one calendar year only, and you will be required to re-apply for the 2004 calendar year.

Upon compliance with the above conditions, Development Services will issue the approved Sidewalk Café Permit Agreement to the permittee.

If you have questions regarding this matter, please contact me at 541-766-6729, ext. 6709.



Jason Yaich
Associate Planner



FOR STAFF USE ONLY

Case Number CAF03-00014
Planner YAICH
Fee \$100.00

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Property Owner DON C. LYON PRINT NAME Property Owner Signature Don C. Lyon
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 Alcoholic beverages: \$100.00

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Applicant Name John Carter Applicant Signature John Carter
 Date: 9-2-03

Development Services Signature _____ Date _____ Approved Denied
 Police Department Signature _____ Date _____ Approved Denied



Community Development
Development Services Division
501 SW Madison Avenue
P.O. Box 1083
Corvallis, OR 97339-1083
(541) 766-6929
TTY (541) 766-6477

August 25, 2003

The Peacock
125 SW Second Street
Corvallis, OR 97333

RE: Operation of Sidewalk Café

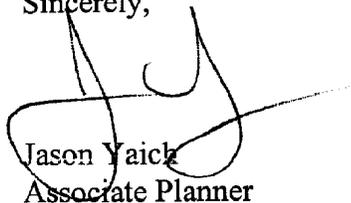
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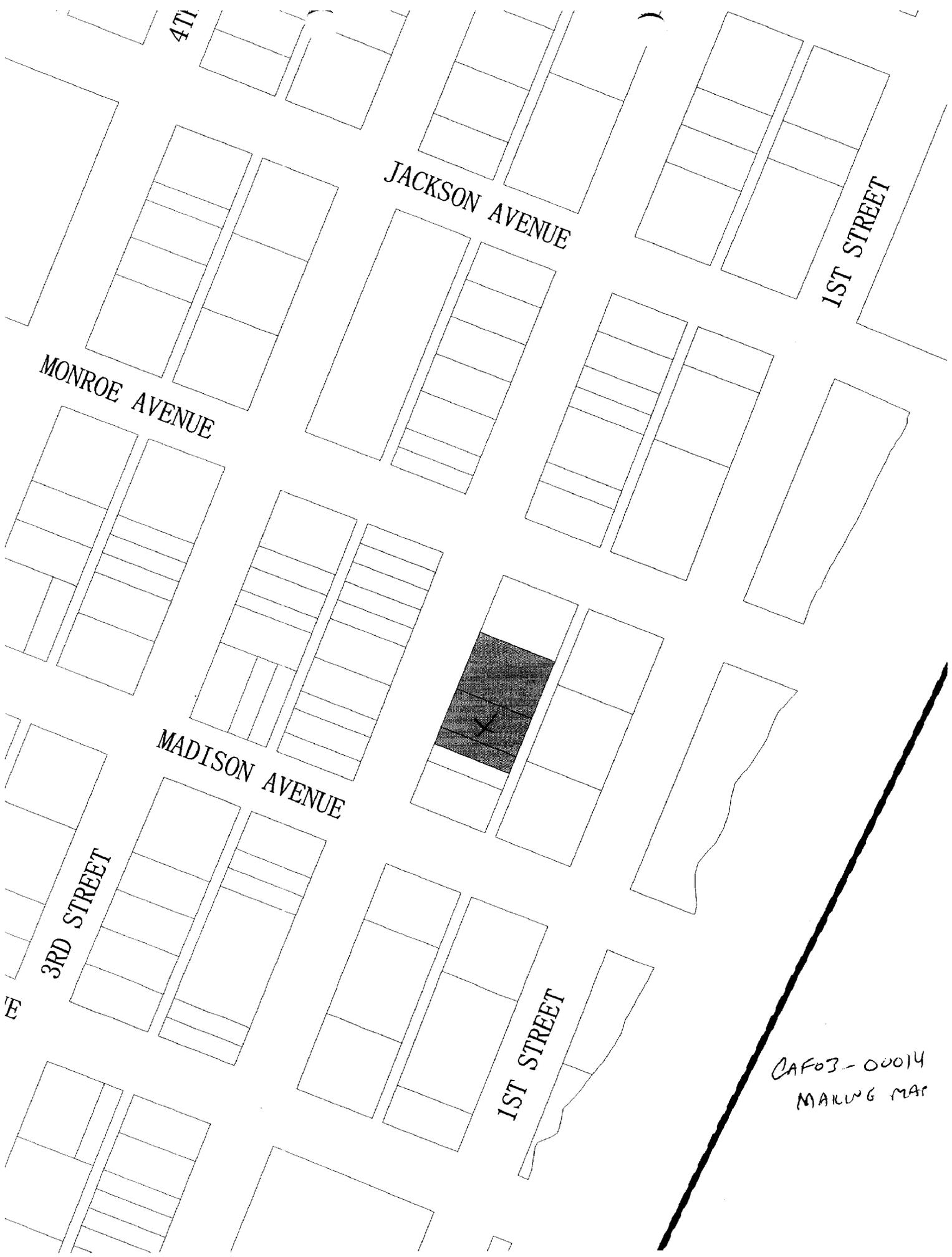
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If you have any questions, or feel that this letter has been sent to you in error, please contact me directly at (541) 766-6729, ext. 6709.

Sincerely,


Jason Yaich
Associate Planner

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Called &
requested the
application was
enclosed*



4TH

JACKSON AVENUE

1ST STREET

MONROE AVENUE

MADISON AVENUE

3RD STREET

1ST STREET

E

CAFO3-00014
MARKING MAP

ACORD CERTIFICATE OF LIABILITY INSURANCE OP ID KR WILDS-1 DATE (MM/DD/YY) 09/03/03

PRODUCER
 Unified Insurance Group LLC
 PO Box 550
 Corvallis OR 97339
 Phone: 541-757-1315 Fax: 541-757-1326

INSURED
 Wildside Marketing Inc.
 DBA: Peacock Tavern
 DBA: Night Deposit
 125 SW 2nd
 Corvallis OR 97333

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.

INSURERS AFFORDING COVERAGE

INSURER A: **Monterey Insurance Company**
 INSURER B:
 INSURER C:
 INSURER D:
 INSURER E:

COVERAGES

THE 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. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
GENERAL LIABILITY				EACH OCCURRENCE \$ 1,000,000
<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY	27-SSP-31033559	05/02/03	05/02/04	FIRE DAMAGE (Any one fire) \$ 75,000
<input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR				MED EXP (Any one person) \$ 5,000
<input checked="" type="checkbox"/> LIQUOR LIAB	27-SSP-3-1033559	05/02/03	05/02/04	PERSONAL & ADV INJURY \$ 1,000,000
GEN'L AGGREGATE LIMIT APPLIES PER:				GENERAL AGGREGATE \$ 2,000,000
<input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC				PRODUCTS - COMP/OP AGG \$ 1,000,000
AUTOMOBILE LIABILITY				COMBINED SINGLE LIMIT (Ea accident) \$
<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 (Per accident) \$
<input type="checkbox"/> HIRED AUTOS				
<input type="checkbox"/> NON-OWNED AUTOS				
GARAGE LIABILITY				AUTO ONLY - EA ACCIDENT \$
<input type="checkbox"/> ANY AUTO				OTHER THAN EA ACC \$
				AUTO ONLY: AGG \$
EXCESS LIABILITY				EACH OCCURRENCE \$
<input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE				AGGREGATE \$
<input type="checkbox"/> DEDUCTIBLE				\$
<input type="checkbox"/> RETENTION \$				\$
WORKERS COMPENSATION AND EMPLOYERS' LIABILITY				WC STATUTORY LIMITS OTHER
				E.L. EACH ACCIDENT \$
				E.L. DISEASE - EA EMPLOYEE \$
				E.L. DISEASE - POLICY LIMIT \$
OTHER				

SEP 05 2003
 COMMUNITY DEVELOPMENT SERVICES

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/EXCLUSIONS ADDED BY ENDORSEMENT/SPECIAL PROVISIONS
 City of Corvallis, its officers, agents and employees as additional insureds
 as respects their interest.

CERTIFICATE HOLDER **ADDITIONAL INSURED; INSURER LETTER:** _____

CITY OF CORVALLIS
 COMMUNITY DEVELOPMENT SERVICES
 501 SW MADISON AVENUE
 PO BOX 1083
 CORVALLIS OR 97339-1083

CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 10 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE
 Mike D. Eves *[Signature]*

CITY OF CORVALLIS

PUBLIC NOTICE

Peacock Tavern has filed to renew its sidewalk café permit with City of Corvallis Development Services. The applicant is proposing to use a portion of the public sidewalk adjacent to the business at 125 SW 2nd Street, for outdoor seating (see back of notice for the site plan). The site is located in the Central Business (CB) District.

As a property owner, or tenant, a public notice has been mailed to you for your review.

Based on City staff comments and those of adjacent parties, the Development Services Manager shall review the proposed sidewalk café permit and shall either approve, conditionally approve, or deny the request by September 30, 2003.

A sidewalk café permit will be approved where the Development Services Manager finds the following criteria have been met:

- a. The proposed sidewalk café use will not impede sidewalk users or limit their free and unobstructed passage by providing a continuous clear passageway with a minimum width of three feet.
- b. The proposed sidewalk café is associated with a structure which is located within ten feet of the public sidewalk and which is located in one of the of the following development districts: Central Business (CB); Central Business Fringe (CBF); Shopping Area (SA); or Shopping Area - University (SA-U).
- c. The proposed sidewalk café will be in conformance will all applicable provisions of Chapter 8.08 of the Corvallis municipal Code.

If you wish to comment on the proposed sidewalk café permit, comments must be in writing and received by Development Services (P.O. Box 1083, Corvallis, Oregon 97339) by September 29, 2003.

A letter containing the Development Services Manager's decision will be mailed to those people who have submitted comments in response to this notice. Additional information regarding this request may be obtained at Corvallis Development Services, 501 SW Madison Avenue, 766-6929 (contact Jason Yaich).

YON DON C
300 MOUNTAIN DR SE #90
LBANY OR 97322

OCCUPANT
123 SW 2ND ST
CORVALLIS OR 97333

OCCUPANT
25 SW 2ND ST
ORVALLIS OR 97333

OCCUPANT
127 SW 2ND ST
CORVALLIS OR 97333

OCCUPANT
29 SW 2ND ST
ORVALLIS OR 97333

HESSEL STEVE
108 NW 15TH ST
CORVALLIS OR 97330

OCCUPANT
33 SW 2ND ST
ORVALLIS OR 97333

OCCUPANT
135 SW 2ND ST
CORVALLIS OR 97333

CAF03-00014
Mailed on 9/17/03
