



**CITY OF MARTINEZ
DOWNTOWN K-RAIL BARRIER PROGRAM
No-Cost Addendum Application to Temporary Downtown Outdoor Permit**



I. Program Summary

With grant support from the Martinez Community Foundation, the City of Martinez and Main Street Martinez are partnering to procure, distribute, and install plastic water-filled “K-Rails” around parking space perimeters in front of downtown storefronts in order to create “parklet” seating and retail display areas. There is no cost to businesses owners who request and receive the K-Rails. Restaurant, retail, and professional service businesses are all eligible for the program on a first come, first serve basis.

Businesses can place tents, canopies, other coverings, and/or space heaters within the enclosed parking spaces with an approved Tent Application, which can be found here: <https://bit.ly/33zsSqi>

II. Program Background

On June 19, 2020, the City of Martinez launched the Outdoor Downtown Program to provide a needed economic opportunity for our downtown businesses impacted by State and County health restrictions on indoor activity due to COVID 19. This Program also provides residents and visitors with important opportunities to eat and purchase local retail goods outdoors during the COVID-19 pandemic. Under current Program guidelines, restaurant, retail, and professional service business owners on Main Street can apply to use portions of City sidewalks and streets in front of their storefronts (and adjacent to their storefronts if granted permission to do so by adjacent business and property owners) during specified days and times while Main Street is closed.

The addition of K-Rails to the Program provides an opportunity for businesses to utilize the parklet areas to set up seven days a week anytime of the day right in front of their

storefronts, instead of setting up in the middle of the street or in temporary parklet arrangements only during intermittent time windows and on specific days of the week. The K-Rails would enclose the parking spaces on a semi-permanent basis and keep customers safe from passing cars, allowing businesses to use the outdoor spaces even if the street or block stays open.

Setting up business operations outside not only helps businesses facilitate the physical distancing of patrons in compliance with County Health Orders, but also helps keep Martizians safe from the spread of COVID-19.

III. Requirements and Guidelines

- Once installed, businesses can use the space within the K-Rail perimeter during all regular business hours.
- This K-Rail Barrier Permit is temporary with an unknown duration. The Permit may be revoked or revised at any time. No physical alterations or permanent placement of any object is permitted in the public right-of-way pursuant to the Permit.
- Once installed, the K-Rails may not be moved without City permission.
- Restaurant, retail, and professional service business owners may request to place K-Rails around parking space(s) that are at least 50% within the frontage of their business. Businesses owners can also request K-Rails to be placed around parking space(s) that extend beyond the frontage of their property and are more than 50% within the frontage of the adjacent business, subject to adjacent property and businesses owner(s) approval and signature(s) on page 3 this application. Such “adjacent” added spaces must be fully contained within the applicant and/or adjacent business frontages.
- **NOTE: once a K-Rail Barrier application is approved, an order will be placed for the K-Rails and it will take 2-3 weeks, or potentially longer, for the K-Rails to be delivered and installed.**

IV. Application Checklist

- Approved City of Martinez No-Cost Temporary Outdoor Dining/Retail/Professional Services Permit. Applications can be found here: <https://bit.ly/33zsSqi>
- Site Plan/Drawing/Sketch showing:
 - Outline of parking space(s) you are requesting to place K-Rails around
 - Location of property lines (extended from the private property envelope into the public right-of-way)
 - Outline of where you are requesting the K-Rails to be placed. K-Rails must be placed along all three sides of the parking space except for the sidewalk side of the parking space. K-Rails cannot be placed on the sidewalk side of the parking space.
 - Location of tables, chairs, space heaters, decorative items (i.e. planter boxes), and any other items proposed to be located within the tent footprint.

- Tents, canopies, umbrellas, and other coverings within the enclosed parking spaces require an approved Tent Application, which can be found here: <https://bit.ly/33zsSqi>
- Space heaters may be approved as part of this K-Rail application.

V. Applicant Information and Signatures

Business Owner Information

Business Name _____
 Business Owner Name _____
 Business Address _____
 Phone _____
 Email _____
 Signature _____

Property Owner Information

Property Owner Name _____
 Property Address _____
 Phone _____
 Email _____
 Signature _____

VI. Optional

Permission from adjacent business and property owner(s) to place K-Rails around parking space(s) that are 100% within the frontage of the adjacent property.

Adjacent Business Owner Information

Business Name _____
 Business Owner Name _____
 Business Address _____
 Phone _____
 Email _____
 Signature _____

Adjacent Property Owner Information

Property Owner Name _____
 Property Address _____
 Phone _____
 Email _____
 Signature _____

If additional adjacent business owner and property owner (“Owners”) also grant the Applicant permission to place K-Rails around parking space(s) that are entirely or partially within the frontage of their property, please attach the information for those Owner(s) to this application.

VII. Conditions of Approval and Hold Harmless

Applicant shall at all times meet all liability, insurance, and other requirements, conditions, and rules in their City of Martinez No-Cost Temporary Outdoor Restaurant/Retail/ Professional Services Permit application and associated Conditions of Approval.

_____ **APPLICANT SIGNATURE OF ACKNOWLEDGEMENT**

If checked, additional conditions are included as attached.

APPROVED: City of Martinez

Signature

Printed Name

Contact the City of Martinez Building Official at DScola@CityofMartinez.org or (925) 372-3565 to submit this Application