



DEPARTMENT *of*  
**ECONOMIC**  
**DEVELOPMENT**

# **OUTDOOR DINING GUIDE**

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*Salt Lake City*



## **Permitting & Application Process (SLC Real Estate Services):**

1. Review Sidewalk Dining Guide (<https://www.slc.gov/can/cares/encroachments/>) to determine eligibility and select suitable area for outdoor dining.
2. Develop preliminary drawings to include in the application.
3. Complete an application with all required site plans, elevations, photos/drawings, and other required materials to <https://citizenportal.slcgov.com/Citizen/Default.aspx>.
  - a. *Please note, you may need to revise plans/requests and upload to your application before final approval.*

## **Permits (Managed through SLC Real Estate Services)**

### **Outdoor Dining Revocable Permit**

- Tables and chairs to be removed every night
- Does not serve alcohol
- Fees are based on table numbers:
  - 1-5 tables:** \$113 annually (fees may change annually)
  - 6, or more:** \$180 annually (fee may change annually)

### **Commercial Revocable Permit**

- For structures, permanent patios to be left erected overnight.
- Fee is determined by county assessed land value and square footage of the encroachment area to be leased
  - Min. fee \$350 annually, may be more based on assessment value.
  - DABC permit required if extending alcohol service into the area.

### **Parklet Permitting**

- Must have a permit from SLC Transportation and Engineering departments, in addition to a Revocable Permit Agreement.
- Min. fee: \$350, one-time fee
- Overnight parklets are permitted to operate in the public right-of-way between April 15 and October 31 on streets with speed limits 25 mph or less.
- All materials associated with the parklet must be stored on private property during the winter.
- Required for temporary structures in public right-of-way overnight, must be removed for winter.
- In addition to required application materials, need to submit construction details.
- Further information may be found <https://www.slc.gov/can/cares/encroachments/> pg. 21-22.



**Location must be permitted by zoning regulations and must acquire building permits if building a structure.**

### **Private Property Expansions**

- Temporary structures under 200 sq. ft.
  - No permit required
- Temporary structures over 200 sq. ft.
  - Temporary Use Permit required
- Temporary structures over 400 sq. ft.
  - Operational Fire Permit required
- Permanent structure
  - Requires a full building permit
  - Building Services recommends you hire a design professional to assist with the design of the outdoor space to ensure the structure meets the proper design criteria. Please go to <https://www.slc.gov/buildingservices/info-brochures/> and see Design Criteria.
- Additional fence permit required if adding fencing
  - No fabric inserts, chain link fencing, chicken wire or cyclone fencing.
- Alcohol service expansion
  - DABC permit required

### **Temporary Use Permits**

- Fee of \$285
- Required for temporary structures larger than 200 sq. ft.
- A worksheet with requirements for this permit may be found [here](#) and site plans are submitted online at [www.slcpermits.com](http://www.slcpermits.com) for review.

### **General Requirements**

- Temporary structures shall be in a rear or interior side yard only and adjacent to the principal business.
- Outdoor business activity shall be located a minimum of 10 feet from a property line in a residential zoning district.
- DABC permits are required for alcohol sales.
- Fire suppression equipment shall be on-site if any heating is provided or if cooking is to be conducted within the temporary structure.



### **Operational Fire Permit**

- Required for all temporary structures
- Sidewalk dining areas shall maintain clearance of at least 3 feet from fire hydrants and fire connection standpipes or fire department connections.
  - Please see <https://www.slc.gov/can/cares/encroachments/> for exact specifications.

### **Building Permit (Managed by SLC Building Services)**

- Fee varies by project
- Required for permanent structures
- <https://www.slc.gov/buildingservices/permitting-process/>

### **DABS License Extension**

- All outdoor patios to be used for alcohol service must receive DABS approval.
- Licensees who currently have a DABS-approved outside patio as part of their licensed premises or have previously received DABS approval to temporarily extend their premises do not need to take any action, except to ensure that insurance coverage extends through at least November 1, 2022.
- Licensees who wish to expand their premises to include outdoor alcohol service and have not previously received DABS approval for such must apply for a temporary extension of premises with the DABS. The form may be found here: [https://abs.utah.gov/wp-content/uploads/Compliance/Forms/2.-Extension\\_of\\_premises.pdf](https://abs.utah.gov/wp-content/uploads/Compliance/Forms/2.-Extension_of_premises.pdf)
- For more information on DABS Temporary Outdoor Premises Extensions, please see <https://abc.utah.gov/wp-content/uploads/Home/covid19/Patio-Operational-Restrictions.pdf>



**All outdoor dining areas must meet the below requirements in addition to any requirements listed on the application**

**Allowed within the following areas:**

- Within the buildable lot area.
- Within a front or corner yard:
  - Minimum setback of 10 ft. when adjacent to a residential zoning district that does not permit restaurant or retail use.\*
- Within a rear yard.
  - Minimum setback of 10 ft. when adjacent to a residential zoning district that does not permit restaurant or retail use.\*
- Within a public right of way, or adjacent to public property.
  - Applicants will need an encroachment lease agreement. See above section, Outdoor Dining on Public Property.

**Outdoor dining must meet all required health, business, and other regulatory licenses, and all applicable requirements of chapter 21A.48 and section 21A.36.020.**

**Applicants must submit detailed site plan that includes:**

- All the outdoor dining activities will be conducted on private property owned or controlled by the applicant
- None of the activities will occur on any publicly owned rights-of-way unless separate approval for the use of any such public rights-of-way has been obtained from the city.
- The main entry has a control point as required by state liquor laws.

**The proposed outdoor dining complies with all conditions pertaining to any existing variances, conditional uses or other approvals granted for property.**

**No live music or loudspeakers are permitted, unless within the noise ordinance control, chapter 9.28 of this code.**

**No smoking in the outdoor dining area, or within 25 feet of the outdoor dining area.**

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For full Outdoor Dining Code, please see Chapter 21A.40.065 of the Salt Lake City Code, found [here](#).

\* *Properties separated by an alley are not considered adjacent.*