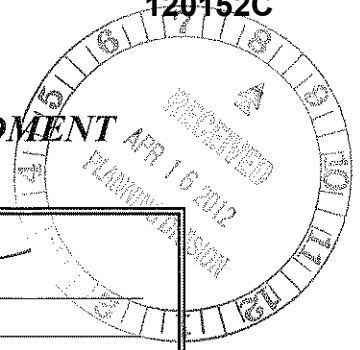


**LEGISLATIVE #**

**120152C**



**APPLICATION—CITY PLAN BOARD—TEXT AMENDMENT**  
*Planning & Development Services*

**OFFICE USE ONLY:**

Petition No. PB-12-53 TCH Fee: \$ N/A - Govt  
 1<sup>st</sup> Step Mtg Date: \_\_\_\_\_ EZ Fee: \$ \_\_\_\_\_  
 Tax Map No. \_\_\_\_\_ Receipt No. \_\_\_\_\_

Account No. 001-660-6680-3401 [ ]  
 Account No. 001-660-6680-1124 (Enterprise Zone) [ ]  
 Account No. 001-660-6680-1125 (Enterprise Zone Credit) [ ]

Name of Applicant/Agent (Please print or type)	
Applicant/Agent Name:	<u>City of Gainesville (Ralph H. Hilliard)</u>
Applicant/Agent Address:	<u>P.O. BOX 490</u>
City:	<u>Gainesville</u>
State:	<u>Florida</u>
Zip:	<u>32627</u>
Applicant/Agent Phone:	<u>(352) 393-8698</u>
Applicant/Agent Fax:	<u>(352) 334-3259</u>

***Note:** It is recommended that anyone intending to file a petition for a text amendment to Chapter 30 of the City of Gainesville Code of Ordinances (Land Development Code) or to the Comprehensive Plan, meet with the Department of Community Development prior to filing the petition, in order to discuss the proposed amendment and petition process. The request will be evaluated as applicable to the particular zoning district or land use category on a citywide basis.*

**TEXT AMENDMENT**

**Check applicable request below:**

Land Development Code [ ]	Comprehensive Plan Text [ ]	Other [ ]
Section/Appendix No.: <u>30-67</u>	Element & Goal, Objective or Policy No.:	Specify:

**Proposed text language and/or explanation of reason for request (use additional sheets, if necessary):**

Amend the Land Development Code to allow the local exemption for dogs in designated outdoor portions of public food service establishment in accordance with F.S. 509.233.

**Certified Cashiers Receipt:**


***No person submitting an application may rely upon any comment concerning a proposed amendment, or any expression of any nature about the proposal made by any participant at the pre-application conference as a representation or implication that the proposal will be ultimately approved or rejected in any form.***

**CERTIFICATION**

The undersigned has read the above application and is familiar with the information submitted herewith.

Signature of applicant/agent: Ralph Willard

Date: 4/16/2012

TL—djw  
8/99

## Public Food Service –Outdoor Dining/Dogs

### *The 2010 Florida Statutes (including Special Session A)*

---

509.233 Public food service establishment requirements; local exemption for dogs in designated outdoor portions.—

(1) LOCAL EXEMPTION AUTHORIZED.—Notwithstanding s. [509.032\(7\)](#), the governing body of a local government may establish, by ordinance, a local exemption procedure to certain provisions of the Food and Drug Administration Food Code, as currently adopted by the division, in order to allow patrons' dogs within certain designated outdoor portions of public food service establishments.

(2) LOCAL DISCRETION; CODIFICATION.—

- (a) The adoption of the local exemption procedure shall be at the sole discretion of the governing body of a participating local government. Nothing in this section shall be construed to require or compel a local governing body to adopt an ordinance pursuant to this section.
- (b) Any ordinance adopted pursuant to this section shall provide for codification within the land development code of a participating local government.

(3) LIMITATIONS ON EXEMPTION; PERMIT REQUIREMENTS.—

- (a) Any local exemption procedure adopted pursuant to this section shall only provide a variance to those portions of the currently adopted Food and Drug Administration Food Code in order to allow patrons' dogs within certain designated outdoor portions of public food service establishments.
- (b) In order to protect the health, safety, and general welfare of the public, the local exemption procedure shall require participating public food service establishments to apply for and receive a permit from the governing body of the local government before allowing patrons' dogs on their premises. The local government shall require from the applicant such information as the local government deems reasonably necessary to enforce the provisions of this section, but shall require, at a minimum, the following information:
  - 1. The name, location, and mailing address of the public food service establishment.
  - 2. The name, mailing address, and telephone contact information of the permit applicant.
  - 3. 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 for patrons' dogs; any fences or other barriers; surrounding property lines and public rights-of-way, including sidewalks and common pathways; and such other information reasonably required by the permitting authority. The diagram or plan shall be accurate and to scale but need not be prepared by a licensed design professional.

4. A description of the days of the week and hours of operation that patrons' dogs will be permitted in the designated outdoor area.
- (c) In order to protect the health, safety, and general welfare of the public, the local exemption ordinance shall include such regulations and limitations as deemed necessary by the participating local government and shall include, but not be limited to, the following requirements:
1. All public food service establishment employees shall wash their hands promptly after touching, petting, or otherwise handling dogs. Employees shall be prohibited from touching, petting, or otherwise handling dogs while serving food or beverages or handling tableware or before entering other parts of the public food service establishment.
  2. Patrons in a designated outdoor area shall be advised that they should wash their hands before eating. Waterless hand sanitizer shall be provided at all tables in the designated outdoor area.
  3. Employees and patrons shall be instructed that they shall not allow dogs to come into contact with serving dishes, utensils, tableware, linens, paper products, or any other items involved in food service operations.
  4. Patrons shall keep their dogs on a leash at all times and shall keep their dogs under reasonable control.
  5. Dogs shall not be allowed on chairs, tables, or other furnishings.
  6. All table and chair surfaces shall be cleaned and sanitized with an approved product between seating of patrons. Spilled food and drink shall be removed from the floor or ground between seating of patrons.
  7. Accidents involving dog waste shall be cleaned immediately and the area sanitized with an approved product. A kit with the appropriate materials for this purpose shall be kept near the designated outdoor area.
  8. A sign or signs reminding employees of the applicable rules shall be posted on premises in a manner and place as determined by the local permitting authority.
  9. A sign or signs reminding patrons of the applicable rules shall be posted on premises in a manner and place as determined by the local permitting authority.
  10. A sign or signs shall be posted in a manner and place as determined by the local permitting authority that places the public on notice that the designated outdoor area is available for the use of patrons and patrons' dogs.
  11. Dogs shall not be permitted to travel through indoor or nondesignated 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.
- (d) A permit issued pursuant to this section shall not be transferred to a subsequent owner upon the sale of a public food service establishment but shall expire automatically upon the sale of the establishment. The subsequent owner shall be required to reapply for a permit pursuant to this section if the subsequent owner wishes to continue to accommodate patrons' dogs.
- (4) **POWERS; ENFORCEMENT.**—Participating local governments shall have such powers as are reasonably necessary to regulate and enforce the provisions of this section.
- (5) **STATE AND LOCAL COOPERATION.**—The division shall provide reasonable assistance to participating local governments in the development of enforcement procedures and regulations, and participating local governments shall monitor permitholders for compliance in cooperation with the division. At a minimum, participating local governments shall establish a procedure to accept, document, and respond to complaints and to timely report

to the division all such complaints and the participating local governments' enforcement responses to such complaints. A participating local government shall provide the division with a copy of all approved applications and permits issued, and the participating local government shall require that all applications, permits, and other related materials contain the appropriate division-issued license number for each public food service establishment.

## **Division of Hotels and Restaurants**

### **Dogs in Restaurants FAQ**

#### **Dixie Cup Clary Local Control Act**

All information on this page is current and was last reviewed by the division on August 20, 2010.

Skip to:

- [General Information](#)
- [Local Government Information](#)

### ***General Information***

#### **1. Q. How does the Dixie Cup Clary Local Control Act affect service animals in restaurants?**

**A.** The Dixie Cup Clary Local Control Act only applies to pet dogs, not service animals.

#### **2. Q. What is a service animal?**

**A.** A service animal is not a pet. A service animal is an animal individually trained to provide assistance to a person with a disability. For more information regarding service animals, you may call the Americans with Disabilities Act Information Line at 800.514.0301 or visit the [United States Department of Justice website](#).

#### **3. Q. Can I take my service dog into a restaurant?**

**A.** Yes, all types of service animals are permitted in restaurants as long as the service animal is controlled by its handler. The service animal is only permitted in areas that are not used for food preparation and that are usually open for customers, such as dining rooms and sales areas.

**4. Q. When can I take my pet dog to a restaurant?**

A. Not until your local government enacts an ordinance permitting dogs in outdoor seating areas of food service establishments and the restaurant obtains the required permit.

**5. Q. What does the law allow?**

A. Local governments are authorized to enact local laws allowing dogs in limited, designated outdoor seating areas of food service establishments. Pet dogs are still prohibited inside food service establishments including traveling through the establishment.

**6. Q. When will local governments act?**

A. That depends on each local jurisdiction. Each may enact an ordinance adopting specific requirements established by state law, including fees for required permits and conditions that must be met to allow dogs in certain limited areas of food service establishments.

**7. Q. Can local governments charge a fee to issue permits?**

A. Yes, and they may also set fees to recover other costs associated with this permit program.

**8. Q. Can establishments charge an access fee to pet owners?**

A. This is not addressed in the state law, and will likely be market-determined.

**9. Q. Can my pet dog go into the restaurant dining room?**

A. Dogs are limited to designated outdoor areas, and are prohibited inside food service establishments including traveling through the establishment.

**10. Q. May I bring my cat or other pets to the designated outdoor dining area?**

A. The new law applies only to dogs. Other animals remain prohibited from food service establishments.

**11. Q. Are health or food safety requirements required to allow pet dogs?**

A. Yes. Any local ordinances allowing dogs must include the following minimum requirements, and any others enacted by local ordinance:

- All food service employees must wash their hands promptly after touching, petting, or otherwise handling dogs.
- Employees cannot touch, pet, or otherwise handle dogs while serving food or beverages or handling tableware or before entering other parts of the establishment.
- Patrons must be advised to wash their hands before eating. The establishment must provide waterless hand sanitizer at each table.
- Dogs shall not come into contact with serving dishes, utensils, tableware, linens, paper products or any other items involved in food service operations.
- Dogs shall be kept on a leash at all times and under reasonable control.
- Dogs shall not be allowed on chairs, tables, or other furnishings.
- Table and chair surfaces and any spillage shall be cleaned and sanitized between seating of patrons.
- Accidents involving dog waste shall be cleaned immediately and the area sanitized with an approved product. Establishments are required to keep a kit containing cleaning materials in the designated outdoor area.
- Signage reminding employees and patrons of adopted rules must be posted as required by local ordinance.
- Dogs are not permitted to travel through any indoor or non-designated outdoor portions of the establishment. Ingress and egress to the designated, permitted, area cannot require entrance into or passage through any indoor area of the establishment.

**12. Q. How do I apply for a permit to allow pet dogs under this law?**

A. Local governments that adopt an ordinance are responsible for the permit process. Contact your local government to find out how to apply for a permit.

**13. Q. Can I transfer the permit that was issued to the previous owner of the public food service I recently purchased?**

A. No. The law states that permits are not transferable and expire upon sale of the establishment. You must apply for a new permit from the local government to continue to allow pet dogs in a designated outdoor dining area.



**14. Q. Who enforces the new local ordinances?**

A. Local governments are required to monitor permit holders for compliance in cooperation with the Division of Hotels and Restaurants.

***Local Government Information*****15. Q. Does the law require local governments to notify the Division of Hotels and Restaurants if a local ordinance is adopted?**

A. The law requires local governments to provide the division with a copy of all approved applications and permits issued. The law does not specifically require local governments to notify the division when an ordinance allowing dogs in designated outdoor areas of public food service establishments is adopted.

However, the division collects data on the number of local ordinances adopted and requests that each jurisdiction notify the division when an ordinance is adopted under the Dixie Cup Clary Local Control Act. This information will assist the division with its compliance activities.

**16. Q. What assistance does the Division of Hotels and Restaurants provide to local governments implementing an ordinance?**

A. The division provides a [sample application](#) for a permit that local governments may use as a reference or in whole. The division is also available to discuss development of enforcement procedures and regulations with local governments.

**17. Q. What enforcement procedures must local governments implement?**

A. At a minimum, participating local governments shall establish procedures to accept, document and respond to complaints, which must then be reported to the Division of Hotels and Restaurants. Local governments must also report complaint enforcement responses to the division. However, the final enforcement process is dependant upon each local government's structure and ordinances.

## ARTICLE I. - STATE SANITARY CODE

### Sec. 15-1. - State Sanitary Code.

### Sec. 15-2. - Public food service establishments.

#### **Sec. 15-1. - State Sanitary Code.**

(a)

The rules and regulations now promulgated or hereafter promulgated by the state department of health and rehabilitative services pursuant to F.S. ch. 381, and any amendments thereto, known as "The Sanitary Code of Florida," is hereby adopted as the sanitary code of the city.

(b)

Any person violating, within the corporate limits of the city, the provisions of the state sanitary code shall be punished as provided in [section 1-8](#)

*(Code 1964, §§ 14-1, 14-2)*

#### **Sec. 15-2. - Public food service establishments.**

(a)

*State and local regulations.* Unless otherwise provided for in this chapter, in this Code or in any specific ordinance, the regulation of all public food service establishments shall be by state law, rule or regulation. No ordinance of the city is intended to be in conflict with any state statute, rule or regulation.

(b)

*Presence of **dogs** in outdoor portions of public food service establishments.*

(1)

Public food service establishments which provide outdoor dining may allow patrons' **dogs** within certain designated outdoor portions of the establishment when application is made and a permit is approved in accordance with this section.

(2)

Public food service establishments desiring to allow patrons' **dogs** to sit next to such patrons in the outdoor portion of such eating establishments may apply to, and receive a permit from, the city.

(3)

Applicants shall provide, on a form developed by the planning and building department, such information deemed reasonably necessary to enforce the provisions of this section but which shall require, at a minimum, 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 for patrons' **dogs**; any fences or other barriers; surrounding property lines and public rights-of-way, including sidewalks and common pathways; and such other information reasonably required by the planning and building department. The diagram or plan shall be accurate and to scale but need not be prepared by a licensed design professional.

d.

A description of the days of the week and hours of operation which patrons' **dogs** will be permitted in the designated outdoor area.

(4)

All public food service establishments receiving a permit under this section shall pay a fee and meet the following requirements in addition to those requirements otherwise provided by law:

a.

All public food service establishment employees shall wash their hands promptly after touching, petting or otherwise handling **dogs**. Employees shall be prohibited from touching, petting or otherwise handling **dogs** while serving food or beverages or handling tableware or before entering other parts of the public food service establishment.

b.

Patrons in a designated outdoor area shall be advised that they should wash their hands before eating. Waterless hand sanitizer shall be provided at all tables in the designated outdoor area.

c.

Employees and patrons shall be instructed that they shall not allow **dogs** to come into contact with serving dishes, utensils, tableware, linens, paper products or any other items involved in food service operations.

d.

Patrons shall keep their **dogs** on a leash at all times and shall keep their **dogs** under reasonable control.

e.

**Dogs** shall not be allowed on chairs, tables or other furnishings.

f.

All table and chair surfaces shall be cleaned and sanitized with an approved product between seating of patrons. Spilled food and drink shall be removed from the floor or ground of the designated outdoor area between seating of patrons.

g.

Accidents involving **dog** waste shall be cleaned immediately and the area sanitized with an approved product. A kit with the appropriate materials for this purpose shall be kept near the designated outdoor area.

h.

A sign or signs reminding employees of the applicable rules shall be posted on premises in a manner and place as determined by the planning and building department.

i.

A sign or signs reminding patrons of the applicable rules shall be posted on premises in a manner and place as determined by the planning and building department.

j.

A sign or signs shall be posted in a manner and place as determined by the planning and building department which places the public on notice that the designated outdoor area is available for the use of patrons and patrons' **dogs**.

k.

**Dogs** shall not be permitted to travel through indoor or non-designated 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.

(5)

A permit issued pursuant to this section shall not be transferred to a subsequent owner upon the sale of a public food service or eating establishment but shall expire automatically upon the sale of the establishment. The subsequent owner shall be required to reapply for a permit pursuant to this section if the subsequent owner wishes to continue to accommodate patrons' **dogs**.

(6)

A permit issued pursuant to this section shall expire on July 1, 2009 unless extended by ordinance of the city commission upon the extension or reenactment of F.S. § 559.233.

(7)

Allowing a **dog** in any outdoor portion of a public food service establishment, except when otherwise authorized by law or this section, or the failure to comply with any portion of this article, shall be unlawful, and any person committing such failure shall be subject to penalties for violation of this Code as provided in this Code and shall be subject to revocation by the planning and building department of the permit issued to the public food services establishment where the violation occurred.

(8)

The code enforcement division of the city shall establish a procedure to accept, document and respond to complaints regarding any violation of the provisions of this section and to timely report to the appropriate State of Florida division or agency all such complaints and the city's enforcement responses to such complaints. The code enforcement division shall monitor enforcement of this ordinance and may prosecute any reported violation of this section as a code enforcement violation.

(c)

*Fees.* The fee for the public food service establishment outside patrons **dog** permit shall be two hundred fifty dollars (\$250.00).

## Public Food Service Establishment-Outdoor Dinning/Dogs

Sec. XXXX - Public food service establishments.

(a)

State and local regulations. Unless otherwise provided for in this chapter, in this Code or in any specific ordinance, the regulation of all public food service establishments shall be by state law, rule or regulation. No ordinance of the city is intended to be in conflict with any state statute, rule or regulation.

(b)

Presence of dogs in outdoor portions of public food service establishments.

(1)

Public food service establishments which provide outdoor dining may allow patrons' dogs within certain designated outdoor portions of the establishment when application is made and a permit is approved in accordance with this section.

(2)

Public food service establishments desiring to allow patrons' dogs to sit next to such patrons in the outdoor portion of such eating establishments may apply to, and receive a permit from, the city.

(3)

Applicants shall provide, on a form developed by the City, such information deemed reasonably necessary to enforce the provisions of this section but which shall require, at a minimum, 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 for patrons' dogs; any fences or other barriers; surrounding property lines and public rights-of-way, including sidewalks and common pathways; and such other information reasonably required by the planning and building department. The diagram or plan shall be accurate and to scale but need not be prepared by a licensed design professional.

d.

A description of the days of the week and hours of operation which patrons' dogs will be permitted in the designated outdoor area.

(4)

All public food service establishments receiving a permit under this section shall pay a fee and meet the following requirements in addition to those requirements otherwise provided by law:

- a. All public food service establishment employees shall wash their hands promptly after touching, petting or otherwise handling dogs. Employees shall be prohibited from touching, petting or otherwise handling dogs while serving food or beverages or handling tableware or before entering other parts of the public food service establishment.
- b. Patrons in a designated outdoor area shall be advised that they should wash their hands before eating. Waterless hand sanitizer shall be provided at all tables in the designated outdoor area.
- c. Employees and patrons shall be instructed that they shall not allow dogs to come into contact with serving dishes, utensils, tableware, linens, paper products or any other items involved in food service operations.
- d. Patrons shall keep their dogs on a leash at all times and shall keep their dogs under reasonable control.
- e. Dogs shall not be allowed on chairs, tables or other furnishings.
- f. All table and chair surfaces shall be cleaned and sanitized with an approved product between seating of patrons. Spilled food and drink shall be removed from the floor or ground of the designated outdoor area between seating of patrons.
- g. Accidents involving dog waste shall be cleaned immediately and the area sanitized with an approved product. A kit with the appropriate materials for this purpose shall be kept near the designated outdoor area.
- h. A sign or signs reminding employees of the applicable rules shall be posted on premises in a manner and place as determined by the planning and building department.
- i. A sign or signs reminding patrons of the applicable rules shall be posted on premises in a manner and place as determined by the planning and building department.
- j. A sign or signs shall be posted in a manner and place as determined by the planning and building department which places the public on notice that the designated outdoor area is available for the use of patrons and patrons' dogs.
- k. Dogs shall not be permitted to travel through indoor or non-designated 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.

- (5) A permit issued pursuant to this section shall not be transferred to a subsequent owner upon the sale of a public food service or eating establishment but shall expire automatically upon the sale of the establishment. The subsequent owner shall be required to reapply for a permit pursuant to this section if the subsequent owner wishes to continue to accommodate patrons' dogs.

- (6) A permit issued pursuant to this section shall expire within 2 years ( we need to determine whether we want the permit to expire in order to get a re-inspection to make sure everything is in accordance with the permit requirements, the re-inspection fee could be \$100.)

- (7) Allowing a dog in any outdoor portion of a public food service establishment, except when otherwise authorized by law or this section, or the failure to comply with any portion of this article, shall be unlawful, and any person committing such failure shall be subject to penalties for violation of this Code as provided in this Code and shall be subject to revocation by the planning and building department of the permit issued to the public food services establishment where the violation occurred.

- (8) The code enforcement division of the city shall establish a procedure to accept, document and respond to complaints regarding any violation of the provisions of this section and to timely report to the appropriate State of Florida division or agency all such complaints and the city's enforcement responses to such complaints. The code enforcement division shall monitor enforcement of this ordinance and may prosecute any reported violation of this section as a code enforcement violation.

- (c) Fees. The fee for the public food service establishment outside patrons dog permit shall be two hundred fifty dollars (\$250.00).



# City of Gainesville

## Master

120152C

City Hall  
200 East University Avenue  
Gainesville, Florida 32601

**File Number: 110019.**

<b>File Number:</b> 110019.	<b>File Type:</b> Staff Recommendation	<b>Status:</b> Passed
<b>Version:</b> 2	<b>Reference:</b>	<b>Controlling Body:</b> Community Development Committee
<b>File Name:</b> Outdoor "Doggie Dining" (B)		<b>Introduced:</b> 4/5/2012
<b>Requester:</b>	<b>Cost:</b>	<b>Final Action:</b> 4/5/2012

**Title:** Outdoor "Doggie Dining" (B)

**Sponsors:**

**Notes:** Erik Bredfeldt, Director  
PDS 8690; Emly 8691

**Indexes:**

**Attachments:** 110019\_Public Food Service-Dogs\_20111025.pdf, 110019A\_FL Statues Public Food Service-Dogs\_20120405.pdf, 110019B\_Public Food Service Establishment\_20120405.pdf

**History of Legislative File**

Version:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
0	City Commission	5/19/2011	Referred	Community Development Committee	11/19/2011		Pass
1	Community Development Committee	10/25/2011	Approved as shown above (See Motion)				
	<b>Action Note:</b> Planning Manager Ralph Hilliard presented the committee with Florida Statute rules and regulations on outdoor "doggie dining". Warehouse Restaurant Manager Ryan Premdas addressed the Committee on this issue.						
	MOTION: A motion was made by Commissioner Susan Bottcher and seconded by Commissioner Scherwin Henry to: 1) direct staff to move forward in presenting a model ordinance with any appropriate modifications to the City Commission.						
2	City Commission	4/5/2012	Approved as Recommended				Pass





# City of Gainesville

## Text File

120152C

City Hall  
200 East University Avenue  
Gainesville, Florida 32601

**Introduced:** 4/5/2012

**File Number:** 110019.

**Version:** 2

**Status:** Passed

**..Title**

Outdoor "Doggie Dining" (B)

**..Explanation**

On May 19, 2011, Warehouse Restaurant Manager Ryan Premdas brought the issue of Outdoor "Doggie Dining" forward during Citizen Comment. The Commission referred this issue to the Community Development Committee for review.

At the October 25, 2011 Community Development Committee meeting, Planning Manager Ralph Hilliard presented the committee with Florida Statute rules and regulations on outdoor "doggie dining". Warehouse Restaurant Manager Ryan Premdas addressed the Committee on this issue and that meeting discussion resulted in the following Motion. MOTION: A motion was made by Commissioner Susan Bottcher and seconded by Commissioner Scherwin Henry to: 1) direct staff to move forward in presenting a model ordinance with any appropriate modifications to the City Commission.

**..Recommendation**

The City Commission direct staff to initiate a Petition to the Plan Board to allow opportunities for public food service establishments that provide outdoor dining to allow patrons' dogs within certain designated outdoor portions of the establishment when application is made and a permit is approved subject to the requirements of State Statute.