

**RESOLUTION AUTHORIZING PLACEMENT OF TABLES AND CHAIRS ON PUBLIC SIDEWALKS IN THE DOWNTOWN AREA IN ACCORDANCE WITH ORDINANCE 3471.**

WHEREAS, the City of Rapid City has previously enacted Ordinance 3471 regulating the use of public sidewalks in the downtown area; and

WHEREAS, Ordinance 3471 requires that the Rapid City Common Council approve the placement of tables and chairs on sidewalks in the downtown area; and

WHEREAS, Bully Blends has requested the approval of the Rapid City Common Council to place tables and chairs on the public sidewalk in front of Bully Blends located at 410 5th Street for the purpose of serving food and beverages outside for public convenience; and

WHEREAS, the Rapid City Common Council has considered the request and finds that the public health, safety, and welfare can be protected by allowing limited out door seating at Bully Blends subject to certain restriction;

NOW, THEREFORE, BE IT RESOLVED by the City of Rapid City that the placement of tables and chairs on the public sidewalk in front of Bully Blends located at 410 5th Street is hereby authorized subject to the following conditions:

- 1) Bully Blends shall at all times comply with the requirements of Ordinance 3471 and all other local, state and federal laws; and
- 2) Bully Blends shall never place tables or chairs in any location that in any way impedes any exit from any building, or access to any fire hydrant of other fire suppression apparatus; and
- 3) This authorization granted by this resolution is revocable at any time without prior notice to Bully Blends as fully set out in Ordinance 3471.

Dated this \_\_\_\_ day of \_\_\_\_\_, 2006.

CITY OF RAPID CITY

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Mayor

ATTEST:

\_\_\_\_\_  
Finance Officer

(SEAL)