



## CITY OF NORMAN, OK STAFF REPORT

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**MEETING DATE:** July 25, 2023

**REQUESTER(S):** Syrup, LLC

**PRESENTER:** Elisabeth Muckala, Asst. City Attorney

**ITEM TITLE:** CONSIDERATION OF APPROVAL, REJECTION, AMENDMENT AND/OR POSTPONEMENT OF CONTRACT K-2324-49: A RIGHT OF WAY LICENSE BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND SYRUP, LLC. AS LICENSEE, ALLOWING THE LICENSEE TO MAINTAIN AND UTILIZE CERTAIN IMPROVEMENTS IN THE PUBLIC RIGHT OF WAY FOR A LIMITED PERIOD OF TIME.

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### **BACKGROUND:**

The concept of using parking spaces adjacent to restaurants to provide for additional dining opportunities while accommodating social distancing was first introduced at the Community Planning and Transportation Committee during its July 2020 meeting. The concept gained in popularity during the COVID-19 pandemic, particularly in areas of the country where restaurant dining rooms were ordered closed for prolonged periods of time. In response to Committee feedback, the Council approved Proclamation 2020-08 on September 11, 2020 establishing a Temporary Outdoor Expansion Permit to allow restaurants and bars to operate in the adjacent public rights-of-way subject to certain conditions.

On May 24, 2022, The Meating Place, LLC became the first “Streatory” Licensee, on Council approval of Contract K-2122-134. This agreement was effective for 6 months, from May 24, 2022 through November 23, 2022. Barriers were erected and utilized as anticipated by the program in parking spaces directly adjacent to The Meating Place’s business location, located at 121 E Main Street.

### **DISCUSSION:**

S&S Noodle and Tapas Bar, LLC and Syrup LLC both wish to utilize the existing streatory furnishings, and to enter into Right-of-Way License and Agreements, in cooperation, for an additional term. The City has prepared two separate Agreements with identical terms relating to the same Premises. The S&S Agreement will be considered as Contract K-2324-29.

The Right-of-Way License and Agreement developed by City Staff establishes similar parameters for other revocable licenses granted by the City to private property owners. S&S and Syrup intend to utilize the boundaries that The Meating Place established. The agreement also adopts the appropriate measures previously taken to protect the safety of the patrons, and maintain sidewalk access for others in the area. The term of the proposed license is 6 months.

The fee for this license is \$300 per term per Licensee. Appropriate insurance requirements must be met prior to issuance of the license. Failure to meet the requirements of the license could result in termination.

Funds received from Licensees will be deposited into the General Fund, Permit-Licenses-Restaurant (Account 101-321434).

**RECOMMENDATION:**

Staff forwards Contract K-2324-49 to Council for its consideration.