



Application for a Variance Dogs in Outdoor Patios

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1. Establishment Name: _____
 2. Address: _____
 3. Permit Number: _____
 4. Owner Name: _____
 5. Contact Name: _____
 6. Contact Phone Number: _____ Email: _____
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Pursuant to Section 9-108(c), the above named food establishment applies to the regulatory authority for a variance of Section 9-78 (f) (1) of the Plano Code of Ordinances which prohibits animals on the premises of a food establishment. The application must be submitted with a non-refundable pre-operational inspection fee of \$100. An inspection will be conducted to determine compliance with the conditions of the requested variance.

If pursuant to Section 9-108(c) the regulatory authority grants a variance to Section 9-78 (f) (1) to allow dogs to be present in the outdoor patio area of a food establishment, the food establishment shall comply with the following conditions to ensure that a health hazard or nuisance will not result from the modification or waiver:

- a. Except as allowed under 9-78 (f) (2), no dog may be present inside the food establishment or on any playground area of the food establishment.
- b. A separate entrance must be provided from the outside of the food establishment to the outdoor patio so that a dog will have direct access to the patio without entering the interior of the food establishment or any playground area of the food establishment. A dog may not be allowed within seven (7) feet of any entrance to the interior of the food establishment, except when necessary to enter or exit the patio.
- c. An approved sign shall be posted at the front entrance of the food establishment so that it is easily visible to the public. The sign must state: **“DOG FRIENDLY PATIO: DOG ACCESS TO OUTDOOR PATIO ONLY.”**
- d. Doors at all entrances to the outdoor patio from the interior of the food establishment must be equipped with self-closing devices and kept closed when not in use.
- e. No food preparation may be performed in the outdoor patio area, except that a beverage glass may be filled on the patio from a pitcher or other container that has been filled or otherwise prepared inside the food establishment.
- f. The outdoor patio must be continuously maintained free of visible dog hair, dog dander, and other dog-related waste or debris. The outdoor patio must be hosed down or mopped with a product approved under Section 9-77 at the beginning of each shift during which food or beverages will be served (breakfast, lunch, dinner, or late-hours), except that cleaning is not required if no dog has been present on the outdoor patio since the last cleaning.
- g. (a) All table and chair surfaces shall be non-porous, easily cleanable material, and cleaned and sanitized with a product approved under Section 9-77.
(b) Spilled food and drink shall be removed from the floor or ground within five (5) minutes of the spill.
- h. Waste created from a dog’s bodily functions must be removed and cleaned with a product approved under Section 9-77 within five (5) minutes after each occurrence. All dog waste must be disposed of outside of the food establishment in an appropriate waste receptacle. Equipment used to clean the outdoor patio must be kept outside of the food establishment.

- i. While on duty, wait staff or other food handlers at the food establishment may not pet or have contact with any dog.
- j. A card, sign, or other effective means of notification shall be displayed to notify patrons in the outdoor patio area that they should wash their hands before eating.
- k. A dog must be kept on a leash or in a secure bag/container specifically designed to carry and provide continuous restraint of dogs while providing adequate ventilation, and remain under continuous physical control of the customer while in the outdoor patio area. The dog must be wearing a collar or harness with a current rabies tag attached to it.
- l. A dog is not allowed on a seat, table, countertop, or any similar surface in the outdoor patio area.
- m. A dog is not allowed to have contact with any dishes or utensils used for food service or preparation at the food establishment.
- n. A dog may not be given any food (including but not limited to dog kibble, biscuits, and edible treats) while in the outdoor patio area, but may be given water in a disposable container.
- o. The food establishment shall maintain written procedures to notify the City of Plano's Animal Services Department of any local rabies control incident as required by Section 4-93 of the Code of Ordinances, or any other incident in which two or more dogs are involved in any sort of altercation where they physically come into contact with each other, regardless of whether any of the dogs are injured.

I hereby certify that the above named food establishment will comply with the above conditions and standards and any other conditions and standards that may be established by the regulatory authority for this variance.

I understand that dogs are not allowed on the patio(s) until this variance request is approved. If the variance request is approved and the permit holder/person-in-charge fails to comply with the standards and conditions established by the regulatory authority, the regulatory authority may revoke the variance.

I also understand this variance is non-transferable and is valid only at the location listed on this application.

Applicant Name (PRINT)

Applicant Signature

Date

Below this line for Department use only

Date Received: _____ Receipt No: _____ Payment Type: _____

Inspection Conducted by: _____ Date: _____

Inspection Conducted by: _____ Date: _____

Variance Granted Signature: _____ Date granted: _____

Variance Denied Signature: _____ Date denied: _____

Reason(s) for Denial: _____

