



## Borough of Dumont 2021 Outdoor Dining Application

Completed forms, schematics, required permits and proof of insurance can be scanned and emailed to the Building Department at [WPaige@Dumontboro.org](mailto:WPaige@Dumontboro.org) or dropped in the Borough mailbox at Borough Hall, or mailed to 50 Washington Avenue, Dumont, New Jersey, 07628.

Questions? Please contact the Borough Administrator or Zoning Officer by calling 201-387-5022.

Name of Business	
Contact Name	
Contact Phone	
Contact Email	

### SECTION 1: ON PREMISES OUTDOOR DINING

1. For outdoor dining, please indicate the proposed location below:

☐ Sidewalk      ☐ Parking Lot      ☐ Both

2. Will you be serving alcohol? ☐ YES      ☐ NO If yes, see Item 3 Below.

3. Did you apply for a COVID-19 expansion of Premises Permit? ☐ YES      ☐ NO  
If yes, please attach copy.

4. Do you have written permission from the property owner? ☐ YES      ☐ NO  
If yes, please attach a copy.

5. Please attach a schematic of your seating plan for approval by the Borough Zoning Officer which *must include measurements of outdoor space, number of tables and seating and demonstrate ADA clearance of 32 inches between tables as well as between tables and any obstruction.*

6. Outdoor Dining Agreement:

Vendors providing on premises outdoor seating for diners agree to the following:

- Tables may not obstruct pedestrian or vehicular traffic nor impede customer access to indoor space for pick-up. Exits and points of egress must remain clear. A passing width of 32 inches must remain clear between tables as well as between tables and any obstruction as per ADA requirements
- An additional fire extinguisher accessible to the outdoor dining area must be provided
- Proprietors must allow access to restrooms for customers wearing masks. Entry may be denied to any customer not wearing a mask.

- Provide disposable menus, menus that can be sanitized between uses, or a “no-touch” option (e.g., menu board, electronic menu)
- No more than 6 customers per table
- No pets
- No smoking
- Sanitize tables, chairs, and any other shared items (menus, condiments, pens) between customers
- Post signage as required by Executive Directive No. 20-014 (*No one with a fever or symptoms of COVID-19 should enter the food or beverage establishment*)
- Place conspicuous signage at the entrance alerting staff and customers to the required 6 ft of physical distance
- Outdoor dining hours are limited to 7 a.m. to 11 p.m.
- There will be no outdoor cooking permitted.
- Outdoor heaters, if proposed, shall require a separate fire permit which must be attached to this application or supplied as a supplemental document if proposed subsequent to the filing of this application.
- Outdoor dining created through this application shall be permitted through November 1, 2020 at which time this permit expires unless otherwise extended by the Borough.

Adhere to the other requirements of Executive Directive No. 20-014 (Attached)

In the event of inclement weather, all food or beverage establishments would need to offer takeout or delivery only.

Signature\_\_\_\_\_

## SECTION 2: INSURANCE AND LIABILITY

1. Proof of Insurance: Attach proof of insurance covering the proposed Outdoor Seating Area and the use of the property for outdoor dining.
2. If partnering with another business to share outdoor space, please attach a copy of Hold Harmless Agreement.

☐ Approved for outdoor sidewalk dining.

☐ Approved for outdoor dining in parking area.

☐ Denial with reasons:

\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Paul Renaud, Zoning Officer/Construction Official



**State of New Jersey**  
**DEPARTMENT OF HEALTH**  
PO BOX 360  
TRENTON, N.J. 08625-0360  
[www.nj.gov/health](http://www.nj.gov/health)

PHILIP D. MURPHY  
*Governor*

SHEILA Y. OLIVER  
*Lt. Governor*

JUDITH M. PERSICILLI, RN, BSN, MA  
*Commissioner*

**EXECUTIVE DIRECTIVE NO. 20-014**

**COVID-19 PROTOCOLS FOR FOOD OR BEVERAGE ESTABLISHMENTS  
OFFERING SERVICE IN OUTDOOR AREAS PURSUANT TO EXECUTIVE  
ORDER NO. 150**

WHEREAS, according to the Centers for Disease Control and Prevention (CDC), Coronavirus disease 2019 (COVID-19) is a respiratory illness caused by a virus called SARS-CoV-2; and

WHEREAS, COVID-19 is thought to spread mainly through close contact from person to person through respiratory droplets produced when an infected person coughs, sneezes or talks; and

WHEREAS, because COVID-19 is also known to spread by people who do not show any symptoms, it is crucial that all retail establishments follow good personal hygiene practices and take necessary steps to promote a healthy work environment to assist in lowering the further spread of COVID-19; and

WHEREAS, to promote healthy hygiene practices and healthy environment, at minimum, employers should provide training in handwashing, cleaning/disinfection, social distancing, use of face coverings, and monitoring for signs and symptoms of COVID-19 in the workplace; and

WHEREAS, if there is a confirmed case of COVID-19 among employees, food or beverage establishments should immediately notify and cooperate with their local public health departments on next steps, while maintaining confidentiality; and

WHEREAS, on June 3, 2020, Governor Murphy, moving the state forward into phase 'Stage 2', issued Executive Order No. 150 (2020), allowing service by food or beverage establishments at outdoor areas; and

WHEREAS, on March 9, 2020, Governor Murphy issued Executive Order 103, declaring the existence of a Public Health Emergency, pursuant to the Emergency Health Powers Act, N.J.S.A. 26:13-1 et seq., and a State of Emergency, pursuant to the Disaster Control Act, N.J.S.A. App A:9-33 et seq., in the State of New Jersey for COVID-19; and

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WHEREAS, the Public Health Emergency was extended by Governor Murphy under Executive Orders 119 and 138; and

WHEREAS, under the declared Public Health Emergency, the Commissioner of the Department of Health is empowered, pursuant to N.J.S.A. 26:13-12, to take all reasonable and necessary measures to prevent the transmission of infectious disease and apply proper controls for infectious disease; and

NOW, THEREFORE, I, JUDITH PERSICILLI, Commissioner of the Department of Health, pursuant to the powers afforded to me under the Emergency Health Powers Act, hereby ORDER and DIRECT the following:

1. Food or beverage establishments offering service at outdoor areas pursuant to Executive Order No. 150 (2020) must adhere to the protocols listed below:
  - a. Obtain all required municipal approvals and permits before offering food and/or beverage consumption at outdoor areas;
  - b. Post signage at the entrance that states that no one with a fever or symptoms of COVID-19 should enter the food or beverage establishment;
  - c. Limit seating to a maximum of eight (8) customers per table and arrange seating to achieve a minimum distance of six feet (6 ft) between parties;
  - d. Rope off or otherwise mark tables, chairs and bar stools that are not to be used;
  - e. Demarcate 6 feet of spacing in patron waiting areas;
  - f. Provide physical guides, such as tape on floors, sidewalks, and signage on walls to ensure that customers remain at least 6 ft apart in line for the restroom or waiting for seating;
  - g. Eliminate self-service food or drink options such as buffets, salad bars, and self-service drink stations;
  - h. Disinfect all tables, chairs and any other shared items (menus, condiments, pens) after each use;
  - i. Install physical barriers and partitions at cash registers, bars, host stands and other area where maintaining physical distance of 6 ft is difficult;
  - j. Ensure 6 ft of physical distancing between workers and customers, except at the moment of payment and/or when employees are servicing the table;
  - k. Require infection control practices, such as regular handwashing, coughing and sneezing etiquette, and proper tissue usage and disposal;
  - l. Require frequent sanitization of high-touch areas like credit card machines, keypads, and counters to which the public and workers have access;
  - m. Place conspicuous signage at entrance alerting staff and customers to the required 6 ft of physical distance; and
  - n. Require all food or beverage establishments to have an inclement weather policy that, if triggered, would require the food or beverage establishment

to adhere to Executive Order No. 125 (2020) and offer takeout or delivery service only.

2. Food or beverage establishments offering service at outdoor areas pursuant to Executive Order No. 150 (2020) must impose the following requirements on employees:
  - a. Require employees to wash and/or sanitize their hands when entering the food or beverage establishment;
  - b. Conduct daily health checks (e.g. temperature screening and/or symptom checking) of employees safely and respectfully, and in accordance with any applicable privacy laws and regulations;
  - c. Require employees with symptoms of COVID-19 (fever, cough, or shortness of breath) be sent home;
  - d. Require all employees to wear face coverings, except where doing so would inhibit the individual's health, and require employees to wear gloves when in contact with customers and when handing prepared foods or serving food, utensils, and other items to customers;
  - e. Provide all employees with face coverings and gloves;
  - f. Provide employees break time for repeated handwashing throughout the workday; and
  - g. Provide sanitization materials, such as hand sanitizer and sanitizing wipes to staff.
3. Food or beverage establishments offering service at outside areas pursuant to Executive Order No. 150 (2020) must institute the following policies with respect to customers:
  - a. Inform customers that safety measures such as social distancing, wearing face coverings when they are away from their table and unable to social distance or when they are inside the indoor portion of the premises of the food or beverage establishment (unless the customer has a medical reason for not doing so or is a child under two years of age), and hygiene practices must be adhered to while in the food or beverage establishment;
  - b. Encourage reservations for greater control of customer traffic/volume;
  - c. Require customers to provide a phone number if making a reservation to facilitate contact tracing;
  - d. Recommend customers wait in their cars or away from the food or beverage establishment while waiting for a table if outdoor wait area cannot accommodate social distancing;
  - e. Alert customers via calls/texts to limit touching and use of shared objects such as pagers/buzzers;
  - f. Encourage the use of digital menus;
  - g. Decline entry to the indoor portion of the establishment to a customer who is not wearing a face covering, unless the customer has a medical reason for not doing so or is a child under two years of age; and

- h. Provide a hand sanitizer station for customers.

This Directive shall take effect immediately. The provisions of this Directive shall remain in force and effect for the duration of the public health emergency originally declared in Executive Order No. 103 (2020), and as extended by Executive Order, unless otherwise modified, supplemented and/or rescinded.

  
Judith Persichilli, R.N., B.S.N., M.A.  
Commissioner

6/3/2020  
Date

**NJ DEPARTMENT OF HEALTH  
PUBLIC HEALTH AND FOOD PROTECTION PROGRAM**

<https://www.nj.gov/health/ceohs/food-drug-safety/>

**Resources available from US Food & Drug Administration, Center for Disease Control and Prevention and EPA.**

[FDA Best practices for Re-opening Retail Food Establishments During the COVID-19 pandemic checklist](#)

[FDA Food Safety and COVID-19 Questions and Answers for Industry: Food Supply Chain; Social Distancing, Disinfecting & Other Precautions; Workers Testing Positive](#)  
[CDC Implementing Safety Practices for Critical Infrastructure Workers Who May Have Had Exposure to a person with Suspected or Confirmed COVID-19](#)

[CDC Interim Guidance Resuming Operations for Restaurants and Bars](#)

[CDC Considerations for Restaurants and Bars](#)

[List of EPA registered surface disinfectants for use against COVID-19](#)