



# DOG DINING PERMIT APPLICATION

City of Dunedin, Florida ♦ Community Development Department  
737 Loudon Avenue ♦ Dunedin, FL 34698 ♦ 727-298-3210 ♦ [www.dunedingov.com](http://www.dunedingov.com)

In order to protect the health, safety, and general welfare of the public, the public food service establishments shall apply for and receive a permit from the governing body of the local government before allowing patrons' dogs on their premises.

Applicant/Contact Info: [Name / Phone / Fax / Email]		Date Received	
Business Name	DBPR License Number(s)	Phone	
Street Address	City	State	Zip
Property Owner's Name		Phone	
Property Owner's Address	City	State	Zip

### SUBMITTAL REQUIREMENTS

1. A diagram and description of the outdoor dining area which is requested to be designated as available to patrons with 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 the other outdoor dining areas not available for patrons with dogs; any fences or including sidewalks, common pathways and alleyways; and such other information as is deemed necessary by the city.
2. The diagram shall be accurate and to scale but need not be prepared by a licensed design professional. A copy of the approved diagram shall be attached to the permit, once approved and issued.
3. A description of the days of the week and hours of operation that the patrons with dogs will be permitted in the designated outdoor area.

**APPLICANT'S ACKNOWLEDGEMENT:** The undersigned applicant hereby agrees to operate the dog (canine) dining area described in this application in accordance with the requirements of Chapter 509.233, Florida Statutes and Sec. 10-6 of the City of Dunedin Code of Ordinances (copy attached). The undersigned further affirms and acknowledges that the information contained in this application is true and correct, and that this application and/or a dog dining permit is not transferrable.

Signature of Applicant \_\_\_\_\_ Printed Name \_\_\_\_\_ Date \_\_\_\_\_

#### (FOR OFFICE USE ONLY)

STAFF REVIEWS	APPROVALS		COMMENTS / REMARKS:	FEES	
	INITIALS	DATE			\$
Zoning			_____	Dog Dining Permit	\$75.00
Engineering			_____	Miscellaneous	\$
Fire			_____	Other _____	\$
Building			_____	Other _____	\$
Other _____			_____	Other _____	\$

Sec. 10-6. - Dogs in public food service establishments.

- (a) *Authority.* The Dixie Cup Clary Local Control Act, F.S. § 509.233, grants the city the authority to provide exceptions from section 6-501.115, 2001 FDA Food Code, as amended, adopted and incorporated by the Division of Hotels and Restaurants ("Division" in chapter 61C-4.010 (6), latest adopted rule presented in the Florida Administrative Code). In the event that F.S. § 509.233 is sunsetted or is amended to eliminate the exception necessary for this section to allow dogs in the outdoor portion of public food service establishments, then the exception herein provided shall conform to the then statutory standards or, alternatively, this section shall be void.
- (b) *Purpose.* The purpose of this section is to allow dogs in public food service establishments in a manner consistent with the three-year pilot program approved by state statute. The procedure adopted pursuant to this section provides an exception, for those public food service establishments which have received a permit, to those sections of the Food and Drug Administration Food Code that prohibit live animals in public food service establishments.
- (1) No dogs shall be in a public food service establishment unless allowed by state law and the public food service establishment has received and maintains an unexpired permit pursuant to this section allowing dogs in designated outdoor areas of the establishment.
  - (2) As used in this section, a public food service establishment shall mean eating and drinking establishments and sidewalk cafes. The term "employee" or "employees" shall include, but is not limited to, the owner or owners of the public food service establishment.
- (c) *Application requirements.* Public food service establishments must apply for and receive a permit from the planning and development department before dogs are allowed on the premises. The city may establish a fee to cover the cost of processing the initial application and renewals. The application for a permit shall require such information from the applicant as is deemed reasonably necessary to enforce the provisions of this section, but shall require, at a minimum, the following information:
- (1) Name, location, mailing address and division of hotel and restaurants issued license number of the public food service establishment.
  - (2) Name, mailing address, and telephone contact information of the permit applicant. The name, mailing address, and telephone contact information of the owner of the public food service establishment shall be provided if the owner is not the permit applicant.
  - (3) A diagram and description of the outdoor dining area which is requested to be designated as available to patrons with 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 the

other outdoor dining areas not available for patrons with dogs; any fences or including sidewalks, common pathways and alleyways; and such other information as is deemed necessary by the city.

- (4) The diagram shall be accurate and to scale but need not be prepared by a licensed design professional. A copy of the approved diagram shall be attached to the permit.
- (5) A description of the days of the week and hours of operation that the patrons with dogs will be permitted in the designated outdoor area.

(d) *Regulations.* Public food service establishments that receive a permit for a designated outdoor area pursuant to this section which shall require that:

- (1) Employees shall wash their hands promptly after touching, petting, or otherwise handling any dog(s) and shall wash their hands before entering other parts of the public food service establishment from the designated outdoor area.
- (2) Employees are prohibited from touching, petting or otherwise handling any dog while serving or carrying food or beverages or while handling or carrying tableware.
- (3) Patrons in a designated outdoor area shall be advised by appropriate signage, at conspicuous locations, that they should wash their hands before eating. Waterless hand sanitizer shall be provided at all tables in the designated outdoor areas.
- (4) Patrons shall keep their dogs on a leash at all times and shall keep their dogs under reasonable control.
- (6) Employees and patrons shall not allow dogs to come into contact with serving dishes, utensils, tableware, linens, paper products, or any other items involved with food service operation.
- (7) Employees and patrons shall not allow any part of a dog to be on chairs, tables, or other furnishings.
- (8) Employees shall clean and sanitize all table and chair surfaces with an approved product between seating of patrons.
- (9) Employees shall remove all dropped food and spilled drink from the floor or ground as soon as possible but in no event less frequently than between seating of patrons at the nearest table.
- (10) Employees and patrons shall remove all dog waste immediately and the floor or ground shall be immediately cleaned and sanitized with an approved product. Employees shall keep a kit with the appropriate materials for this purpose near the designated outdoor area.
- (11) Employees and patrons shall not permit dogs to be in, or to travel through, indoor or non-designated outdoor portions of the public food service establishment.
- (12) A sign or signs notifying the public that the designated outdoor area is available for the use of

patrons and patrons with dogs shall be posted in a conspicuous manner that places the public on notice.

- (13) A sign or signs informing patrons of these laws shall be posted on premises in a conspicuous manner and place as determined by the city.
  - (14) A sign or signs informing employees of these laws shall be posted on the premises in a conspicuous manner and place as determined by the city.
  - (15) Ingress and egress to the designated outdoor area shall not require entrance into or passage through any indoor area or non-designated outdoor portions of the public food service establishment.
  - (16) The public food service establishment and designated outdoor area shall comply with all permit conditions and the approved diagram.
  - (17) Employees and patrons shall not allow any dog to be in the designated outdoor area of the public food service establishment if the public food service establishment is in violation of any of the requirements of this section.
  - (18) Permits shall be conspicuously displayed in the designated outdoor area.
  - (19) It shall be unlawful to fail to comply with any of the requirements of this section. Each instance of a dog on the premises of a public food service establishment without a permit is a separate violation.
  - (20) Dogs in the public food service establishment which bark or otherwise create a disturbance or a nuisance condition for patrons of the establishment or the public shall be required by the employees to be immediately removed from the establishment.
- (e) *Expiration and revocation.* A permit issued pursuant to this section shall expire automatically upon the sale or transfer of a lease to a new lessee, including sale of the stock of a corporate entity or other transfer of control of the public food service establishment and cannot be transferred to a subsequent owner. The subsequent owner may apply for a permit pursuant to this section if the subsequent owner wishes to continue to allow dogs in a designated outdoor area of the public food service establishment.
- (1) Permits expire on September 30 of each year.
  - (2) A permit may be revoked by the city if, after notice and reasonable time in which the grounds for revocation may be corrected, the public food service establishment fails to comply with any condition of approval, fails to comply with the approved diagram, fails to maintain any required state or local license, or is found to be in violation of any provision of this section. If the grounds for revocation are a failure to maintain any required state or local license, the revocation may take effect immediately upon giving notice of revocation to the permit holder.
  - (3) If a public food service establishment permit is revoked, no new permit may be approved for

the establishment until expiration of 180 days following the date of revocation.

(f) *Complaints and reporting.*

- (1) Complaints may be made in writing to the city. Complaints will be forwarded to the planning and development department which shall accept, document, and respond to all written complaints and shall report to the division of hotels and restaurants all complaints and the response to such complaints.
- (2) The planning and development department shall provide the division of hotels and restaurants with a copy of all approved applications and permits issued.

(Ord. No. 14-30, § 1, 12-18-2014)