

To allow public access, anyone may access a meeting by telephone, Zoom, and/or the City of Norwalk YouTube channel. Specific instructions and links can be found at www.norwalkct.org/meetings.



Members of the public can use a telephone to call in, attend, listen and comment during the meeting. However, they will not be able to see any of the meeting participants. Each meeting will use a unique Meeting/Webinar ID. For the current meeting, the **meeting ID is 828 7379 8981**, the **passcode is 377930** and the **call in number is 646-558-8656**. The information can also be found using the link above.



Upon written request not less than 24 hours prior to the meeting, a member of the public can request a physical location to attend this virtual meeting at City Hall. Such a member of the public will be provided access to a telephone so that they can attend the meeting in real time. The member of the public can call in, attend, listen and comment during the meeting. However, they will not be able to see any of the meeting participants. Each meeting will use a unique Meeting/Webinar ID. For the current meeting, the **meeting ID is 828 7379 8981**, the **passcode is 377930** and the **call in number is 646-558-8656**. The information can also be found using the link above. A set of instructions will be left with the telephone for the member of the public to use in order to access the meeting.



Members of the public who wish to "view the meeting live" and/or "provide live comments" can use the Zoom meeting platform by going to www.norwalkct.org/meetings and clicking on the "View/Participate Live on Zoom" link that is on the line with the meeting date and time. All participants will be muted upon entering the meeting. To speak, click the "raise your hand indicator" and you will be called on by the host of the meeting during the public comment section.



Members of the public who wish to view the meeting, but are not participating, can view a live stream on the City of Norwalk YouTube channel. This stream is delayed by approximately 20 seconds. Please find the information using the link above. The meeting recording and minutes will be posted on the City of Norwalk website within seven (7) days after the meeting.



Members of the public who wish to provide public comment are encouraged to submit those via email in advance of the meeting. For these comments to be read into the record, they should be submitted at least three hours in advance of the meeting start time. Please email Brian Candela at bcandela@norwalkct.org to provide written public comment prior to the meeting.

COMMON COUNCIL ORDINANCE COMMITTEE **REGULAR MEETING**

February 15, 2022
7:00 p.m. – By Videoconference and Teleconference

AGENDA

- 1. ROLL CALL:**
- 2. PUBLIC HEARING (possible action on):**
 - Discuss and Vote on Temporary Prohibition of all Cannabis Establishments
 - Discuss and Vote on Chapter 45, Article IV – Outdoor Dining. Standards/Guidelines for outdoor dining
- 3. PUBLIC HEARING DISCUSSION:**
- 4. PUBLIC COMMENT:**
- 5. ACCEPTANCE OF MINUTES:**
 - January 18, 2022 – regular meeting of the ordinance committee
- 6. OLD BUSINESS:**
- 7. NEW BUSINESS:**
 - Discuss and Vote on Chapter 98, Section 43 (City Code Section 98-43) - Blocking of Intersections
- 8. DISCUSSION ITEM:**
- 9. ADJOURNMENT:**

Public Hearing

Temporary Ban on Cannabis

The Norwalk Hour

CLASSIFIED

MARKETPLACE

Legal Notice of Public Hearing

Notice is hereby given that the Common Council Ordinance Committee will hold a Public Hearing on Tuesday, February 15, 2022 at 7:00 p.m. by way of videoconference/teleconference for the purpose of discussing and voting on the Temporary Prohibition of all Cannabis Establishments. Please check the Ordinance Committee agenda for additional details and instructions about how to attend this Public Hearing by way of videoconference/teleconference. The Ordinance Committee agenda will be posted on the City website by February 11, 2022.

Temporary Prohibition of all Cannabis Establishments

Purpose
The purpose of this regulation, in accordance with the authority granted under Section 148 of Public Act No. 21-1 of the June 2021 Special Session, "An Act Concerning Responsible and Equitable Regulation of Adult-Use Cannabis," is to temporarily prohibit adult-use cannabis establishments in the City of Norwalk.

Definitions

"Cannabis" means marijuana, as defined in section 21a-240 of the general statutes;
"Cannabis Establishment" means a producer, dispensary facility, cultivator, micro-cultivator, retailer, hybrid retailer, food and beverage manufacturer, product manufacturer, product packager, delivery service or transporter, as those terms are defined in Section 1 of Public Act 21-1; and
"Connecticut State Regulation of Cannabis" means Section 148 of Public Act No. 21-1 of the June 2021 Special Session, An Act Concerning Responsible and Equitable Regulation of Adult-Use Cannabis.

Prohibition

In accordance with the authority granted under Connecticut State Regulation of Cannabis, all Cannabis Establishments are prohibited in all zoning districts in the City of Norwalk for a period of 9 months.
Effective Date

This Chapter shall be effective 10 days following approval by the City of Norwalk's Common Council.
Dated at Norwalk, Connecticut this _____ day of January 2022.

ATTEST: Irene Dixon, City Clerk

Legal Notice of Public Hearing

Notice is hereby given that the Common Council Ordinance Committee will hold a Public Hearing on Tuesday, February 15, 2022 at 7:00 p.m. by way of videoconference/teleconference for the purpose of discussing and voting on the Temporary Prohibition of all Cannabis Establishments. Please check the Ordinance Committee agenda for additional details and instructions about how to attend this Public Hearing by way of videoconference/teleconference. The Ordinance Committee agenda will be posted on the City website by February 11, 2022.

Temporary Prohibition of all Cannabis Establishments

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"Connecticut State Regulation of Cannabis" means Section 148 of Public Act No. 21-1 of the June 2021 Special Session, An Act Concerning Responsible and Equitable Regulation of Adult-Use Cannabis.

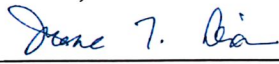
Prohibition

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Effective Date

~~If~~ **This Chapter** shall be effective 10 days following approval by the City of Norwalk's Common Council.

Dated at Norwalk, Connecticut this 19th day of January 2022.

ATTEST: 
Irene Dixon, City Clerk

THE HOUR: Please publish once on Friday, February 4, 2022

Public Hearing

Outdoor Dining

The Norwalk Hour

CLASSIFIED

MARKETPLACE

Hours: 8:30 a.m. - 4:30 p.m., M-F | Major Credit Cards Accepted

PUBLIC NOTICES

Legal Notice of Public Hearing

Notice is hereby given that the Common Council Ordinance Committee will hold a Public Hearing on Tuesday, February 15, 2022 at 7:00 p.m. by way of videoconference/teleconference for the purpose of discussing and voting on revisions to Chapter 45, Sections 45-29, 45-30, 45-31, 45-32, 45-33 and 45-34. Please check the Ordinance Committee agenda for additional details and instructions about how to attend this Public Hearing by way of videoconference/teleconference. The Ordinance Committee agenda will be posted on the City website by February 11, 2022.

§ 45-29. Definitions.

As used in this article, the following terms shall have the meanings indicated:

OUTDOOR DINING - Any outdoor cafe, eating area or Food Service Establishment.

PERSON - Any natural person, individual, company, corporation, limited liability company, partnership, association, syndicate, trust, joint venture, business, or other legal entity of any kind.

FOOD SERVICE ESTABLISHMENT - Any Person that prepares, offers, serves, or sells food and beverage directly to the consumer at a fixed location. It does not include mobile restaurants, food trucks, vending machines, a private residential dwelling in which food or beverage are prepared, or a food manufacturing establishment. This definition shall include any Person that holds a restaurant liquor license or a café liquor license from the State of Connecticut.

§ 45-30. Location restricted; permit and guidelines.

A. A Food Service Establishment may be permitted to offer Outdoor Dining on private or public property in the City of Norwalk in accordance with the provisions of this chapter and the Outdoor Dining Guidelines and Standards, as amended from time to time. A copy of such Outdoor Dining Guidelines and Standards shall be made available on the City of Norwalk website or in the Office of Economic and Community Development.

B. Outdoor Dining may be permitted with approval of the City. Outdoor Dining may be permitted on real property, store fronts, and/or zoning lots in the following locations: (1) directly adjacent to the Food Service Establishment, provided that if the Food Service Establishment does not own such real property it must obtain written permission from the owner of such property; and (2) City owned property, including but not limited to public parking spaces, provided that the Food Service Establishment has the written permission of the City.

D. Permit; Outdoor Dining Guidelines and Standards.

(1) Any Food Service Establishment proposing to operate Outdoor Dining on private or public property in the City of Norwalk shall first obtain a permit from the Director of Planning and Zoning or his/her, or their designee, pursuant to the Norwalk Zoning Regulations. Such permit shall be renewed on an annual basis.

(2) Outdoor Dining permits shall be issued for an annual operation period from April 1 through November 30.

(3) For purpose of this Chapter, Outdoor Dining shall be permitted to operate during regular business hours of the Food Service Establishment, but must end no later than 11:00 p.m.

(4) The Director of Planning and Zoning or his/her, their designee, may deny a permit, decline to renew a permit or revoke a permit to operate Outdoor Dining if the proposed Food Service Establishment (1) violates any of the requirements governing Outdoor Dining set forth in this chapter, the Outdoor Dining Guidelines and Standards, or the terms of any permit issued pursuant thereto, (2) fails to correct any such violations when duly notified, (3) is delinquent in taxes owed to the City, and/or (4) has had two or more violations of any provision of the Norwalk City Code, including without limitation, Chapter 28 (Noise), within the two years immediately preceding the filing of the permit.

§ 45-31. Operation.

A. A Food Service Establishment operating Outdoor Dining shall meet all applicable local and state laws and regulations, including, but not limited to, applicable health, building, and zoning laws and regulations.

B. A Food Service Establishment shall be responsible for keeping the Outdoor Dining premises, including City property, clean at all times.

C. The cost, design, construction, and maintenance of Outdoor Dining facilities shall be the sole responsibility of the Food Service Establishment.

D. Any damage done to the public right-of-way, sidewalk, curbing, or any other City property by the Food Service Establishment or its patrons shall be repaired promptly by the Food Service Establishment at its expense. Such repairs shall meet the applicable standards established by the Department of Public Works. No hooks, fasteners, or holes shall be made or affixed to the public right-of-way, sidewalk, curbing, or any other City property by the Food Service Establishment.

E. Outdoor Dining shall extend no further than the actual street frontage of the Food Service Establishment or the real property directly adjacent to the Food Service Establishment.

F. The Food Service Establishment shall provide not less than four contiguous feet of sidewalk clear of obstruction between the Food Service Establishment and the Outdoor Dining to allow unimpeded pedestrian traffic.

G. Outdoor Dining shall not be located in front of, or otherwise obstruct, police, fire department, or other first responder access to, any building or property or to any fire protection feature, including, but not limited to, any and all fire hydrants.

H. Outdoor Dining shall not be located in front of, or obstruct, ADA access or an active driveway, manhole, or active utility access point, nor shall it impede surface drainage, as determined by the Department of Public Works.

I. Access for all roadway users and pedestrians shall be maintained during the set-up and removal of Outdoor Dining appearances.

§ 45-32. Fines and Revocation

Any person violating any provision of this ordinance shall be subject to the following penalties:

A. First offense: Upon the initial violation, a written warning that a violation has occurred shall be issued. No fine shall be imposed for the initial violation.

B. Second offense and subsequent offenses: Any subsequent violation of the requirements of this ordinance shall be subject to a fine of \$250.00 for each violation. Each day that a violation exists shall constitute a separate violation of this ordinance. No more than one fine shall be imposed in any one twenty-four-hour period.

C. The Director of Planning and Zoning or his/her, their designee, reserves the right to revoke a permit for failing to adhere to this chapter and/or the Outdoor Dining Guidelines and Standards.

D. Any aggrieved person may file an appeal to the Superior Court for the Judicial District of Stamford/Norwalk.

§ 45-33. Temporary suspension of Outdoor Dining permit

The Director of Planning and Zoning or his/her, their designee, reserves the right to order the temporary suspension of the operation of Outdoor Dining at any time because of anticipated or actual problems or conflicts in the use of the sidewalk area. These situations include, but are not limited to, festivals, parades, marches, road races, severe weather events, repairs to the street or sidewalk, or any other emergencies occurring in the area. In such event and if deemed necessary for the health, safety, or welfare of the City and its residents, the Food Service Establishment shall, at its cost, remove and store all Outdoor Dining appearances for the duration of such suspension. To the extent possible, the Food Service Establishment shall be given prior notice of the time period during which the operation of Outdoor Dining will not be permitted by the City, but failure to give such notice shall not affect the right of the City to prohibit Outdoor Dining operation at any particular time.

§ 45-34. Operations and service requirements. (Reserved)

Repealed

Dated at Norwalk, Connecticut this _____ day of January 2022.

Legal Notice of Public Hearing

Notice is hereby given that the Common Council Ordinance Committee will hold a Public Hearing on Tuesday, February 15, 2022 at 7:00 p.m. by way of videoconference/teleconference for the purpose of discussing and voting on revisions to Chapter 45, Sections 45-29, 45-30, 45-31, 45-32, 45-33 and 45-34. Please check the Ordinance Committee agenda for additional details and instructions about how to attend this Public Hearing by way of videoconference/teleconference. The Ordinance Committee agenda will be posted on the City website by February 11, 2022.

§ 45-29. Definitions.

As used in this article, the following terms shall have the meanings indicated:

OUTDOOR DINING — Any ~~outdoor cafe, sidewalk~~ cafe, eating area or ~~any food service accessory to a Food Service Establishment.~~

~~PERSON – Any natural person, individual, company, corporation, limited liability company, partnership, association, syndicate, trust, joint venture, business, or other legal entity of any kind.~~

~~FOOD SERVICE ESTABLISHMENT – Any Person that prepares, offers, serves, or sells food and beverage directly to the consumer at a fixed location. It does not include mobile restaurants, food trucks, vending machines, a private residential dwelling in which food or beverage are prepared, or a food manufacturing establishment. This definition shall include any Person that holds a restaurant liquor license or a café liquor license from the State of Connecticut.~~

§ 45-30. Location restricted; permit and guidelines.

~~A. A Food Service Establishment may be permitted to offer Outdoor Dining on private or public property in the City of Norwalk in accordance with the provisions of this chapter and the Outdoor Dining Guidelines and Standards, as amended from time to time. A copy of such Outdoor Dining Guidelines and Standards shall be made available on the City of Norwalk website or in the Office of Economic and Community Development.~~

~~A.B. Outdoor Dining may be permitted with approval of the City.~~

Outdoor Dining may be permitted on real property, store fronts, and/or zoning lots in the following locations: (1) directly adjacent to the Food Service Establishment, provided that if the Food Service Establishment does not own such real property it must obtain written permission from the owner of such property, and (2) City owned property, including but not limited to public parking spaces, provided that the Food Service Establishment has the written permission of the City.

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B.C. Permit; Outdoor Dining Guidelines and Standards.

- (1) Any Food Service Establishment proposing to operate Outdoor Dining on private or public property in the City of Norwalk shall first obtain a permit from the Director of Planning and Zoning or his, her, or their designee pursuant to the Norwalk Zoning Regulations. Such permit shall be renewed on an annual basis.

(2) In addition to the permit required in subsection C(1) above, any Sponsoring Restaurant proposing to operate Outdoor Dining on private or public property in the City of Norwalk shall meet the provisions of this chapter and the requirements set forth in the Outdoor Dining Guidelines and Standards, as amended from time to time. A copy of such Outdoor Dining Guidelines and Standards shall be made available on the City of Norwalk website or in the Office of Economic and Community Development.
- (2) Outdoor Dining permits shall be issued for an annual operation period from April 1 to through November 30.
- (3) For purpose of this Chapter, Outdoor Dining shall be permitted to operate during regular business hours of the Food Service Establishment, but must end no later than 11:00 p.m.
- (4) The Director of Planning and Zoning or his, her, their designee, may deny a permit, or decline to renew a permit or revoke a permit to operate Outdoor Dining if the proposed Food Service Establishment has a history of violations (1) violates of any of the requirements governing Outdoor Dining set forth in this chapter, the Outdoor Dining Guidelines and Standards, or the terms of any permit issued pursuant thereto, (2) fails to correct any such violations when duly noticed, violates

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~~the terms of the permit or Outdoor Dining Guidelines or Standards, (3) is delinquent in taxes owed to the City, and/or (4) has had two or more violations of any provision of the Norwalk City Code, including without limitation, Chapter 68 (Noise), within the two years immediately preceding the filing of the permit.~~

§ 45-31. Operation.

A. A Food Service Establishment operating Outdoor Dining shall meet all applicable local and state laws and regulations, including, but not limited to, applicable health, building, and zoning laws and regulations.

~~B. A Food Service Establishment shall be responsible for keeping the Outdoor Dining premises, including City property, clean at all times.~~

~~B.C.~~ The cost, design, construction, and maintenance of Outdoor Dining facilities shall be the sole responsibility of the Food Service Establishment.

~~C.D.~~ Any damage done to the public right-of-way, sidewalk, curbing, or any other City property, by the Food Service Establishment or its patrons shall be repaired promptly by the Food Service Establishment at its expense. Such repairs shall meet the applicable standards established by the Department of Public Works. No hooks, fasteners, or holes shall be made or affixed to the public right-of-way, sidewalk, curbing, or any other City property by the Food Service Establishment.

~~D.E.~~ Outdoor Dining shall extend no further than the actual street frontage of the Food Service Establishment or the real property directly adjacent to the Food Service Establishment.

~~E.F.~~ The Food Service Establishment shall provide not less than four contiguous feet of sidewalk clear of obstructions between the Food Service Establishment and the Outdoor Dining to allow unimpeded pedestrian traffic, ~~provided, however, that at street corner intersections, there shall be a minimum of eight feet of unobstructed sidewalk.~~

F.G. Outdoor Dining shall not be located in front of, or otherwise obstruct, police, fire department, or other first responder access to, any building or property, or to any fire protection feature, including, but not limited to, any and all fire hydrants.

G.H. Outdoor dining shall not be located in front of, or obstruct, ADA access or an active driveway, manhole, or active utility access point, nor shall it impede surface drainage, as determined by the Department of Public Works.

H.I. Access for all roadway users and pedestrians shall be maintained during the set-up and removal of Outdoor Dining appurtenances.

§ 45-32. Fines and Revocation

Any person violating any provision of this ordinance shall be subject to the following penalties:

- A. First offense: Upon the initial violation, a written warning that a violation has occurred shall be issued. No fine shall be imposed for the initial violation.
- B. Second offense and subsequent offenses: Any subsequent violation of the requirements of this ordinance shall be subject to a fine of \$250.00 for each violation. Each day that a violation exists shall constitute a separate violation of this ordinance. No more than one fine shall be imposed in any one twenty-four-hour period.
- C. The Director of Planning and Zoning or his, her, their designee, reserves the right to revoke a permit for failing to adhere to this chapter and/or the —Outdoor Dining Guidelines or Standards.
- D. Any aggrieved person may file an appeal to the Superior Court for the Judicial District of Stamford/Norwalk.

§ 45-33. Temporary suspension of Outdoor Dining permit

The Director of Planning and Zoning or his, her, their designee, reserves the right to order the temporary suspension of the operation

of Outdoor Dining at any time because of anticipated or actual problems or conflicts in the use of the sidewalk area. These situations include, but are not limited to, festivals, parades, marches, road races, severe weather events, repairs to the street or sidewalk, or any other emergencies occurring in the area. In such event and if deemed necessary for the health, safety, or welfare of the City and its residents, the Food Service Establishment shall, at its cost, remove and store all Outdoor Dining appurtenances for the duration of such suspension. To the extent possible, the Food Service Establishment shall be given prior notice of the time period during which the operation of Outdoor Dining will not be permitted by the City, but failure to give such notice shall not affect the right of the City to prohibit Outdoor Dining operation at any particular time.

§ 45-34. Operations and service requirements. (Reserved)

Repealed

Dated at Norwalk, Connecticut this 19th day of January 2022.

ATTEST: Irene J. Dixon
Irene Dixon, City Clerk

THE HOUR: Please publish once on Friday, February 4, 2022

CITY OF NORWALK, GUIDELINES AND STANDARDS FOR OUTDOOR DINING 2022 DINING SEASON, APRIL 1, 2022 TO NOVEMBER 30, 2022

Introduction

Building on Norwalk's ongoing commitment to support restaurants and small business, guidelines and standards for outdoor dining have been updated to better meet the needs of diners, restaurateurs, and businesses across the city. The 2022 Outdoor Dining Program will incorporate many of the successful initiatives from the prior year's program, such as streamlined permitting and outdoor patios on neighboring properties, with proper approvals.

Please be mindful of other ordinances and efforts in places, such as the noise ordinance and the plastic ban ordinance, which bans the use of plastic bags and plastic straws (unless someone requests a plastic straw) in retail and restaurant establishments.

[You can apply for outdoor dining here.](#)

If you have specific questions related to your application and permit, please contact the Planning and Zoning Department at 203.854.7780

Outdoor Dining Definitions

Definitions are consistent with those used in the Outdoor Dining Ordinance (Chapter 45)

OUTDOOR DINING — Any outdoor cafe, eating area or Food Service Establishment.

PERSON — Any natural person, individual, company, corporation, limited liability company, partnership, association, syndicate, trust, joint venture, business, or other legal entity of any kind.

FOOD SERVICE ESTABLISHMENT — Any Person that prepares, offers, serves, or sells food and beverage directly to the consumer at a fixed location. It does not include mobile restaurants, food trucks, vending machines, a private residential dwelling in which food or beverage are prepared, or a food manufacturing establishment. This definition shall include any Person that holds a restaurant liquor license or a café liquor license from the State of Connecticut.

Where can I place my Outdoor Dining?

1. Outdoor dining may be located directly adjacent to the Food Service Establishment which operates the outdoor dining, including in the front (on public sidewalks), or in the rear. If a Food Service Establishment seeks to operate in the City's right-of-way, it must seek the appropriate permits and/or approvals. Outdoor dining may be located on public sidewalks in front of, adjacent to or abutting a neighboring building/storefront and/or area, given the sponsoring retail establishment obtains written authorization to engage in such outdoor activities from the neighboring owner. A copy of the

CITY OF NORWALK, GUIDELINES AND STANDARDS FOR OUTDOOR DINING 2022 DINING SEASON, APRIL 1, 2022 TO NOVEMBER 30, 2022

authorization must be submitted to the Planning and Zoning Department, as part of the Food Service Establishment's Outdoor Dining application.

2. Outdoor dining shall extend no further than the actual street frontage of the operating restaurant, unless approved by the Planning and Zoning Department.
3. Outdoor dining shall not be located in front of, or obstruct, fire department access to any buildings or fire protection feature required for fire suppression activities, including but not limited to any and all fire hydrants. No Person or Food Service Establishment shall attach anything to any fire protection feature, including but not limited to any and all fire hydrants. Please note a four-foot clearance is required from all obstacles including, but not limited to trees, street trees, street furniture, parking meters, trash receptacles and benches.
4. Outdoor dining shall not be located in front of, or obstruct, an active driveway, manhole or active utility access point. Outdoor dining shall not impede surface drainage.

Getting your Outdoor Dining Permit

Outdoor Dining Permits are required for all outdoor dining, including dining that will take place on private and public land. If you have previously been approved for Outdoor Dining via a Site Plan approval you DO NOT need to apply for a yearly Outdoor Dining Permit. If you are unsure of your status or if that scenario applies to you, please contact the Planning and Zoning Department at 203.854.7780. Applicants need to apply for an outdoor dining permit from the Planning and Zoning Department. Please note, in addition to an Outdoor Dining Permit, Food Service Establishments will require other permits, including but not limited to an Encroachment Permit if outdoor dining is located on City owned property, including but not limited to the City's right-of-way.

[You can apply for outdoor dining here.](#)

What is needed for a permit?

To obtain an outdoor dining permit, you will need to submit the following:

1. A completed Outdoor Dining Permit application.
2. A to-scale site plan showing the area intended for outdoor dining or seating, the proposed seating configuration, a description and the location of the physical barrier fencing, and the ingress and egress to the outdoor dining area. In addition, the plan shall also include the dimensions of the seating area

**CITY OF NORWALK, GUIDELINES AND STANDARDS FOR OUTDOOR DINING
2022 DINING SEASON, APRIL 1, 2022 TO NOVEMBER 30, 2022**

and any potential projection onto the municipal roadway, street, other right-of-way, or parking lot. The site plan must show ADA access with at least four-foot clearance from all obstacles, including fire hydrants, water access points, trees, street trees, street furniture, parking meters, trash receptacles and benches. This does not need to be a certified architectural drawing. The plan must indicate whether the outdoor dining area will have an awning, a tent, include electrical hookups, and identify other planned 'accessories' that will be installed.

3. If proposing the use of a neighboring/contiguous building and/or storefront sidewalk or walkway, a written authorization to engage in such outdoor activities is required from the neighboring owner. This must be included with your application.
4. Proof of adequate insurance, naming the City of Norwalk as an additional insured. This insurance policy shall be effective for the duration of the permit (April 1 to November 30). Insurance may be no less than one million dollars (\$1,000,000.00) per incident/occurrence and two million dollars (\$2,000,000.00) aggregate.
5. If applicable, liquor liability insurance in the minimum amount of one million dollars (\$1,000,000.00).
6. Workers' compensation insurance, in such amount as required by law.
7. A completed and signed indemnification agreement, in a form approved by Norwalk's Corporation Counsel (included in the online application). The applicant must indemnify and hold the City of Norwalk harmless from any and all claims, costs, and damages as a result of the applicant's use of the outdoor dining space.
8. A five-thousand-dollar (\$5,000.00) bond in the form of a certified check shall be required to insure the removal of the outdoor dining and fencing at the end of the season and the restoration, if any, of the roadway, street, or other public property, including but not limited to the City's right-of-way. These bond guidelines may be altered depending on the proposed outdoor dining concept.
9. In event that alcoholic beverages are to be sold, the following shall be presented:
 - a. A copy of a valid and current liquor permit from the State Liquor Commission; and
 - b. An application for a patio liquor permit signed by the Director of Planning and Zoning, the Fire Chief or Fire Marshal, and the Health Department.
10. Before receiving formal and final approval of the permit for use of public property, the applicant shall execute a license agreement with the City of Norwalk via the online application portal.

**CITY OF NORWALK, GUIDELINES AND STANDARDS FOR OUTDOOR DINING
2022 DINING SEASON, APRIL 1, 2022 TO NOVEMBER 30, 2022**

Please note:

- The Outdoor Dining Permit shall be for the exclusive use of the sponsoring Food Service Establishment. The sponsoring Food Service Establishment cannot assign or transfer this permit to any other party.
- Other permits, in addition to the Outdoor Dining Permit, are required depending on the specific needs and proposals for Food Service Establishments. These are required to ensure the health and safety of patrons, residents and Food Service Establishment staff. For example:
 - If the Food Service Establishment will be located on City owned property, an Encroachment Permit is required through the Department of Public Works.
 - If the Food Service Establishment proposes the installation of a tent, a Tent Permit is required through the Department of Building and Code Enforcement.
 - If the Food Service Establishment proposes lighting, an Electrical Permit is required through the Department of Building and Code Enforcement.

How will my Outdoor Dining Permit be circulated to the different departments?

Before the application is submitted to the Planning and Zoning Department for final approval, the applicant's design plan shall be submitted and approved by the following: (a) Chief of Operations and Public Works, (b) the Chief Building Official, (c) the Police Chief, (d) the Fire Chief or Fire Marshal, (e) the Director of Health, and (f) a duly authorized representative of Transportation, Mobility and Parking. This is completed automatically by the online system. Should any changes or modifications be required, the respective department will reach out to the applicant. It is important that with your application you include a valid and frequently monitored email address and phone number for this purpose. Please note, other permits that may be required must go through a separate process, as outlined by the issuing Department.

Building out and maintaining Outdoor Dining

1. The cost, design, construction, and maintenance of outdoor dining shall be paid for by Food Service Establishment.
2. Each outdoor dining space shall include a continuous physical barrier. This physical barrier shall separate the patrons, guests, and invitees of the sponsoring Food Service Establishment and the traveled portions of the street. At all times a clear sight distance is required for all vehicles and access to crossings. Detail of the physical barrier fencing must be provided in the application. No permanent fixtures shall be installed on City owned property or on the City's right-of-way. The outdoor dining physical barriers shall not interfere with access for first responders.

**CITY OF NORWALK, GUIDELINES AND STANDARDS FOR OUTDOOR DINING
2022 DINING SEASON, APRIL 1, 2022 TO NOVEMBER 30, 2022**

3. Tables, chairs, and all other furnishings or accessories may be left in place overnight during seasonal operation but shall be removed from the sidewalk and stored indoors whenever outdoor dining is not in seasonal operation. It shall be the responsibility of the licensee to secure furnishings and accessories that are left in place overnight. All furniture and accessories for outdoor dining must be removed in advance of a major storm and/or weather event based on notification from the City of Norwalk.
4. Outdoor dining shall be at the same elevation as the public sidewalk and any exceptions must be approved by the Planning and Zoning Department. Paint, carpeting, artificial turf, platforms, or other surfaces of any kind must be approved by the Planning and Zoning Department.
5. No sign shall be allowed at any outdoor dining area except for the name of the Food Service Establishment on an awning or umbrella fringe. One menu board sign may be displayed within the area of the outdoor dining, mounted on an easel or other easily removable fixture. The sign shall not exceed six square feet. Sign placement must allow for ADA requirements to be met.
6. Access for all roadway users and pedestrians shall be maintained during the set-up and removal of outdoor dining appurtenances.
7. A Food Service Establishment shall be responsible for keeping the Outdoor Dining premises, including City owned property, clean at all times.
8. Awnings shall be adequately secured and retractable and have been permitted. Umbrellas over tables must be adequately weighted.
9. Tents shall be adequately secured and have been permitted. For information on tents for outdoor dining, please see section "Tents – Rules and Regulations."
10. Electrical and heating apparatus must have been permitted.
11. All other accessories, including flags, strung décor, and hardware installations must have been permitted.

**CITY OF NORWALK, GUIDELINES AND STANDARDS FOR OUTDOOR DINING
2022 DINING SEASON, APRIL 1, 2022 TO NOVEMBER 30, 2022**

Hours of Operation, Noise and Entertainment

Outdoor Dining is permitted during the regular business hours of the Food Service Establishment. Outdoor Dining must end no later than 11:00pm.

Enforcement will take place. Food Service Establishments that do not comply with the time curfew will be in violation and may have the Outdoor Dining Permit revoked. Please see the Violations and Enforcement section below for more information.

General Outdoor Dining Rules and Regulations

Any Outdoor Dining permit granted by Norwalk, shall be subject to the following rules and regulations below. The City of Norwalk's Planning and Zoning Department shall enforce the terms and conditions of any permit issued pursuant to terms referenced below.

1. The Food Service Establishment shall provide outdoor dining area clearance in compliance with ICC A117, 1-2009, Chapter 4: Accessible Routes to allow unimpeded pedestrian traffic. This includes all Food Service Establishments providing ADA access with at least four-foot clearance between the outdoor dining area and all obstacles, including fire hydrants, water access points, trees, street trees, street furniture, parking meters, trash receptacles and benches. The minimum width of the sidewalk must be four (4) feet to allow unimpeded pedestrian traffic. At street corner intersections, there shall be a minimum of 5 (five) feet of unobstructed sidewalk. All site plans will be reviewed by the Department of Public Works, the Department of Transportation, Mobility and Parking, and the Department of Building and Code Enforcement to ensure compliance.
2. Furnishings for outdoor dining shall consist solely of moveable tables, chairs, and decorative accessories. No permanent fixtures shall be installed on City property or on the City's right-of-way. Furnishings must be kept in a state of good repair and in a clean and safe condition at all times. Any damage done to the public right-of-way, sidewalk, or curbing by the sponsoring Food Service Establishment or by its patrons shall be repaired promptly by the sponsoring Food Service Establishment at its expense. No hooks, fasteners, or holes shall be made or affixed to the public right-of-way, sidewalk or curbing by the sponsoring Food Service Establishment in the outdoor dining area. All installations into the public right-of-way require necessary permits.
3. The sponsoring Food Service Establishment shall be solely responsible for the security of all tables, chairs, and other personal property at all times. At any time, the City of Norwalk has the right to move and/or relocate furniture and accessories that are placed in the right-of-way.

**CITY OF NORWALK, GUIDELINES AND STANDARDS FOR OUTDOOR DINING
2022 DINING SEASON, APRIL 1, 2022 TO NOVEMBER 30, 2022**

4. A Food Service Establishment shall be responsible for keeping the Outdoor Dining premises, including City property, clean at all times.
5. In the event of a public necessity or emergency where access to street, sidewalk or adjacent building is impaired for any reason, outdoor dining shall be temporarily moved by the Food Service Establishment and/or emergency responders. All costs associated with the relocation of the outdoor dining furniture and/or accessories, or any damage incurred to the outdoor dining furniture or accessories, in the event of a public emergency or otherwise, shall solely be borne by the Food Service Establishment.
6. The sponsoring Food Service Establishment shall be solely responsible for removing and storing all tables, chairs, and other personal property from the outdoor dining area least twelve (12) hours, or as otherwise directed by the City of Norwalk, prior to the National Weather Service predicted time of arrival of any storm event involving wind gusts in excess of forty-five (45) miles per hours, snow falls in excess of two (2) inches and/or flooding.
7. Awnings, tents, outdoor heaters, and other elements to enhance outdoor dining shall not be permitted in the outdoor dining area, without proper permitting in place. These elements must be identified on the submitted site plan. Busing stations for food storage and food service, trash receptacles, outdoor consumer bars, food preparation stations (including cooking stations) and music shall not be permitted in the outdoor dining area. Exceptions must be approved by the Planning and Zoning Department.
8. Smoking of any kind is prohibited in all outdoor dining areas, without exception.
9. No animals are allowed in outdoor dining areas, except for certified service animals.

Violations and Enforcement

Please note, the Director of Planning and Zoning or his, her, their designee, may deny a permit, decline to renew a permit or revoke a permit to operate Outdoor Dining if the proposed Food Service Establishment:

1. Violates any of the requirements governing Outdoor Dining set forth in the Outdoor Dining Guidelines and Standards and/or the Outdoor Dining Ordinance (Chapter 45);
2. Fails to correct any such violations when duly noticed;
3. Is delinquent in taxes owed to the City; and/or

**CITY OF NORWALK, GUIDELINES AND STANDARDS FOR OUTDOOR DINING
2022 DINING SEASON, APRIL 1, 2022 TO NOVEMBER 30, 2022**

4. Has had two or more violations of any provision of the Norwalk City Code, including without limitation, Chapter 68 (Noise), within the two years immediately preceding the filing of the permit.

From an Enforcement standpoint, City staff will be actively monitoring Outdoor Dining throughout the City. Any person violating any provision of the Outdoor Dining Ordinance (Chapter 45) or these Guidelines and Standards shall be subject to the following penalties:

- A. First offense: Upon the initial violation, a written warning that a violation has occurred shall be issued. No fine shall be imposed for the initial violation.
- B. Second offense and subsequent offenses: Any subsequent violation of the requirements of this ordinance shall be subject to a fine of \$250.00 for each violation. Each day that a violation exists shall constitute a separate violation of this ordinance. No more than one fine shall be imposed in any one twenty-four-hour period.
- C. The Director of Planning and Zoning or his, her, their designee, reserves the right to revoke a permit for failing to adhere to this chapter and/or the Outdoor Dining Guidelines or Standards.
- D. Any aggrieved person may file an appeal to the Superior Court for the Judicial District of Stamford/Norwalk.

Other Outdoor Dining Programs

The City of Norwalk may from time to time introduce new Outdoor Dining programs. Newly introduced programs will be accompanied by guidelines and standards and have a separate permitting process.

January 18, 2022 Minutes

**CITY OF NORWALK
COMMON COUNCIL ORDINANCE COMMITTEE
REGULAR MEETING
JANUARY 18, 2022**

ATTENDANCE: Lisa Shanahan, Chair; Tom Livingston, Josh Goldstein;
David Heuvelman; Dominique Johnson; Tom Keegan; Nora Niedzielski-Eichner

STAFF: Atty. Brian Candela; William Mooney, Health Department;

OTHER: Matthew Sapienza; Nicholas Bamonte Jessica Vonashek

CALL TO ORDER

Chairman Shanahan called the meeting to order at 7:01 p.m., listed the above members in attendance, and that a quorum was present.

PUBLIC HEARING

There was no Public Hearing at this time.

PUBLIC COMMENT

1. Richard Bonenfant, 6 Park Hill Avenue, Norwalk spoke about Outdoor Dining guidelines and asked that location be considered as a very important element with regard to residential properties. He gave an example of a rear parking lot that borders along a resident's property is much different than tables on a sidewalk. Another issue to consider is enforcement of the guidelines, so that it is clear who is called if it is a violation.
2. Chris Hickey, a restaurant owner and life-long Norwalk resident spoke on the amended rules that he finds satisfactory, but he warned that any pull-back now is very dangerous for local businesses under current COVID conditions.

Atty. Candela read emails and noted they would be printed and attached to the minutes.
Emails are summarized as follows:

3. Gaylo Aleman, Washington Street restaurant owner of Tablao SONO supports moving time to eleven o'clock, the continuation of COVID pandemic has resulted in extended dining times so that patrons can have more flexibility to enjoy a meal outdoors for a longer time.

Public Comments – continued.

4. Matt Storch, thanked the committee for addressing timing issues of outdoor dining, the ambiance of outdoor dining added extra value. He explained that all venues are unique—dinner & a move needs a two-hour dining so an 11pm time is fair and was not an unrealistic curfew.

Ms. Shanahan asked if there were more comments from the public, and hearing none, closed the Public Comments portion of the meeting at 7:11 p.m.

ACCEPTANCE OF MINUTES

Chairman Shanahan thanked Mr. Livingston for chairing the meeting in her absence. Atty. Candela provided a mark-up of the minutes with corrections. Mr. Livingston noted further corrections: page 2, paragraph 4: Change If the ‘Committee’ to ‘guidelines’; Page 3, paragraph 3: change ‘she’ to ‘it’; in the next sentence Health Department...change ‘limitations’ to zoning regulations.

- ** MR. KEEGAN MOVED TO ACCEPT THE MINUTES OF DECEMBER 21, 2021 AS AMENDED WITH CORRECTIONS AS NOTED.**
- ** MR. HEUVELMAN SECONDED THE MOTION.**
- ** THE MOTION PASSED UNANIMOUSLY WITH ONE ABSENTION (SHANANAN).**

OLD BUSINESS

DISCUSS AND VOTE ON CHAPTER 45, ARTICLE IV, OUTDOOR DINING. STANDARDS/GUIDELINES

Ms. Jessica Vonashek reviewed the item and the proposed wording for the guidelines. Mr. Livingston asked to delete the word ‘stores’ as it is not relevant. Also, in the last sentence to change ‘The’ to ‘This’ is clearer reference. The corrections were made on the screen mark-up version as presented.

A discussion followed on the time issue and Committee members each shared viewpoints on whether it should be one time for both weekday and weekends. It was agreed by consensus that 11 p.m. as one consistent time was easier to enforce. Mr. Livingston noted that the closing time and noise should be separate issues and that the location is also a consideration when in proximity to residential property. There was further discussion on the importance of standards and enforceable guidelines to simplify the permitting process.

Ms. Shanahan asked for a sense of the Committee for a show of hands on agreement to the 11 p.m. time. There was consensus on the 11 p.m. as the standard closing time.

Mr. Keegan asked about the nuisance offenses, and Ms. Vonashek agreed to provide a summary report on violations.

**** MR. LIVINGSTON MOVED TO TAKE THIS ITEM: DISCUSS AND VOTE ON CHAPTER 45, ARTICLE IV – OUTDOOR DINING. STANDARDS/GUIDELINES - TO A PUBLIC HEARING AT THE NEXT MEETING.**

**** MR. KEEGAN SECONDED THE MOTION.**

**** MOTION PASSED UNANIMOUSLY.**

**NEW BUSINESS -
DISCUSS TEMPORARY PROIBITION OF CANABUS ESTABLISHMENTS.**

Mr. Matthew Sapienza provided an overview of the item and explained the state legalized recreational cannabis use in July, and various municipalities have limited or prohibited the drug's sale. New Fairfield and Danbury both enacted one-year prohibitions on cannabis while New Canaan and Newtown approved total cannabis bans. Included in the law legalizing recreational cannabis use, signed by Gov. Lamont is a provision that will require cities with a population greater than 50,000 to create outdoor spaces specifically intended for using cannabis.

Mr. Goldstein asked what other cities have done and Ms. Vonashek replied that New Canaan said no, and we are expecting some other neighbors to say no to these establishments entirely. Laws regarding cannabis establishments can be passed on the municipal level as either city ordinances or zoning regulations. Of the two options, Norwalk has yet to determine how the law will take effect.

Mr. Sapienza outlined that Cannabis establishments, as defined under the new law, fall into 11 categories: Producers, dispensary facilities, cultivators, micro-cultivators, retailers, hybrid retailers, food and beverage manufacturers, product manufacturers, products packagers and delivery services or transporters. Municipalities can only have one cannabis establishment for every 25,000 residents, meaning Norwalk may open three cannabis retailers. The benefits for municipalities would be the potential tax revenue, and that is any sale of cannabis that would take place within the city limits.

Atty. Nicholas Bamonte continued on the legislation and explained that there would be a 3% municipal sales tax, in addition to the state 6.35% sales tax. However, the revenue the city receives through cannabis sales must be used toward specific purposes outlined in the law, such as streetscape improvements, educational programs and various services, which are some caveats for how the city would be able to use those funds, which tracks sort of with this whole landscape. He added that the City would get this tax revenue, but have to use it to better our residents and community as it might relate to recreational cannabis.

Ms. Shanahan explained that putting this temporary block in place right now is so we can take the time to fully realize what ought to be the Norwalk-facing program, and to perform due diligence to decide where these things should go before people come in and find a retail space where they just move in with a business.

Ms. Vonashek added that the intent of the temporary ban on cannabis businesses is to allow time for the council to conduct research on the recently passed legalization of recreational cannabis and determine what restrictions, if any, the city plans to place on its cultivation and sale. She added that the city is not resistant at all to having these types of retail establishments, it's about making sure they go to the right neighborhood.

- ** MR. LIVINGSTON MOVED TO PUT THIS ITEM ON THE AGENDA FOR PUBLIC COMMENTS AT THE FEBRUARY MEETING.**
- ** MR. KEEGAN SECONDED THE MOTION.**
- ** MOTION PASSED UNANIMOUSLY.**

ADJOURNMENT

- ** MR. LIVINGSTON MOVED TO ADJOURN.**
- ** MS. JOHNSON SECONDED THE MOTION.**
- ** THE MOTION PASSED UNANIMOUSLY.**

The meeting was adjourned at 8:21 p.m.

Respectfully Submitted,
M. Knox
Telesco Secretarial Services

Christoforides, Anastasia

From: Matt Storch <mstorch@matchsono.com>
Sent: Tuesday, January 18, 2022 11:46 AM
To: Vonashek, Jessica
Cc: Candela, Brian
Subject: Re: Outdoor Dining Ordinance - Matt Storch Comments

Follow Up Flag: Follow up
Flag Status: Flagged

CAUTION: EXTERNAL Email: Don't open links or attachments from untrusted senders

Thank you!!

On Jan 18, 2022, at 11:45 AM, Vonashek, Jessica <jcasey@norwalkct.org> wrote:

Thank you.

Brian Candela is copied on this email so that your comments can be read into the record this evening, as part of Public Comment.

-Jess

From: Matt Storch <mstorch@matchsono.com>
Sent: Tuesday, January 18, 2022 11:35 AM
To: Vonashek, Jessica <jcasey@norwalkct.org>
Subject: Outdoor Dining Ordinance - Matt Storch Comments

CAUTION: EXTERNAL Email: Don't open links or attachments from untrusted senders

Dear Committee Chairs and Members, City Leaders, and to all whom this may concern,

Thank you for taking the time to hear my thoughts regarding outdoor dining in the City of Norwalk. I believe the ambiance that we are all looking for in our small city comes to life in part by our small businesses, and the outdoor dining element is a vast and crucial part of the overall feel of this lifestyle. Also, a giant thank you for the ability to use City Property for our outdoor dining area; it adds exceptional value to the business and the feel of SoNo and surrounding areas.

These last few years have been a great test of what works and what doesn't; thank you to everyone at town hall and this committee who have worked with us.

I wanted to comment on one particular aspect of this proposed ordinance and its guidelines; the timing. All businesses are unique around town, just like our clientele. Some guests dine early and take in a movie or a walk to the Maritime after dinner. Many of our guests do it the other way around, 7:00 pm movie or painting class followed by a 9:00 pm dinner, and what would be more enjoyable than an 'al fresco' dinner in Norwalk? You'd be amazed at the number of guests sitting at 8:45, 9:00, or even 9:30,

10:00 for dinner, especially on the weekends. These guests would like to eat outside and enjoy the standard 2-hour dining experience many local establishments provide. We want to offer the same pre-Covid dining experience on our approved, licensed, and insured 'patios.' We would very much like to continue this service and, I believe, an 11:00 pm curfew for diners in our outdoor spaces is a fair ask. When the last of our guests finish sipping their cappuccinos and taking the last few bites of their chocolate cakes, our staff will begin consolidating the patio furniture for overnight storage, which would be after 11 pm. If the decision comes down to an early closure because of alcohol consumption, we can always find a way to differentiate between dining guests and guests joining us for cocktails. It would be a shame to refuse someone the joy of dining on our streets after enjoying our city because they would have to finish or rush due to an unrealistic curfew.

Thank you so much for your time and your continued support of small businesses in the fantastic city of Norwalk.

Warmest regards,

Matt Storch

Match Restaurant

23 Years on Washington Street

Matt Storch
Chef/Owner

Instagram @chefstorch

Virtual Cooking School
www.matchsono.com/cookingschool

Match Burger Lobster
580 Riverside Ave
Westport, CT 06880
www.matchburgerlobster.com
203-557-8800
@matchburgerlobster

Match Restaurant
98 Washington Street
South Norwalk, CT 06854
www.matchsono.com
203-852-1088 ext. 4
@matchsono

Christoforides, Anastasia

From: Shanahan, Lisa
Sent: Monday, January 17, 2022 10:04 PM
To: Galo Aleman; Candela, Brian
Subject: Re: Restaurant Hours Tablao

Follow Up Flag: Follow up
Flag Status: Flagged

Thank you for your comments. They will be read in the public participation portion of our meeting.

From: Galo Aleman <galoaleman@gmail.com>
Sent: Monday, January 17, 2022 8:05 PM
To: Shanahan, Lisa <LShanahan@norwalkct.org>
Subject: Restaurant Hours Tablao

CAUTION: EXTERNAL Email: Don't open links or attachments from untrusted senders

>> Dear Norwalk Committee Members,
>> Speaking on behalf of Washington Street restaurants I think it would benefit us all if the outdoor patio closing hours would be pushed back by an hour to closing time at 11:00 pm. Due to the continued pandemic, times have been hard especially now with the surge of the variants and winter we haven't been able to have a good business season and are struggling to pay the coming bills. Having the patio closing time at 11:00 pm would allow us to have two seatings as opposed to one, making better use of our small patio due to limited seating; this way we could have a better profitable season to be able to make ends meet.
>> Thanks so much,
>> Galo Alemán owner, at Tablao Sono

Chapter 98, Section 43 (City Code Section 98-43)

Blocking of Intersections



CITY OF NORWALK
Transportation Mobility & Parking
P: 203-854-7260
Norwalk City Hall
125 East Avenue, PO Box 5125
Norwalk, CT 06856-5125

To: Norwalk Ordinance Committee

From: Garrett Bolella, P.E., PTOE
Kyle Benjamin, Traffic Analyst

Date: February 8, 2022

Subject: Proposed Revisions to Section 98-43 "Blocking of Intersections"
Memorandum

Transportation, Mobility and Parking (TMP) proposes an update to Section 98-43 "Blocking of Intersections" Subsection "D" to remove the intersection of U.S. Route 1 and France Street from ordinance code. TMP also proposes the inclusion of the intersection of East Avenue at Olmstead Place would then be added to the itemized list of applicable intersections within the city ordinance code.

The ordinance is largely defined based on Section 14 – 1 of the Connecticut General Statutes which intent can be generally specified as follows:

- Prevent vehicles from blocking intersections; or,
- Reduce the likelihood that queue spillback from major intersections block access to adjacent intersecting side streets.

The removal of the intersection of U.S. Route 1 and France Street is to reflect the current/forthcoming improvements to the intersection which no longer requires this treatment to mitigate congestion.

Based on concerns from residents, a formal traffic investigation, and neighborhood meeting with residents of Olmstead Place and Knickerbocker Avenue, TMP recommends that the intersection of East Avenue at Olmstead Place is added to the itemized list of intersections for which the Ordinance and related pavement markings, signage, and infractions are applicable to.

In order to facilitate the Committee's review/update of this Ordinance, TMP has provided the following materials:

- Exhibit A: Redlined Ordinance Revisions (Section 98-43 Blocking of intersections);

- Exhibits B1 & 2: Intersection Location Map: East Avenue and Olmstead Place;
- Exhibit C: Norwalk Town Roads Map Identifying the Intersection of East Avenue and Olmstead Place under Norwalk's jurisdiction;
- Exhibit D: November Memorandum to Norwalk Traffic Authority documenting need and recommendation for improvements at the intersection of East Avenue and Olmstead Place;
- Exhibit E: Flyer advertising Neighborhood Meeting with residents of Olmstead Place and Knickerbocker Avenue;
- Exhibit F: January Memorandum to Norwalk Traffic Authority documenting final recommendations for improvements at the intersection of East Avenue and Olmstead Place; and,
- Exhibit G: Crash History for intersection of East Avenue and Olmstead Place Presented to Norwalk Traffic Authority and Neighborhood.

Proposed Ordinance Revisions

§ 98-43 **Blocking of intersections.**

[Added 3-22-2016]

- A. No operator of a motor vehicle, other than a tractor-trailer unit, as defined in Connecticut General Statutes Sec. ~~14-1~~, shall proceed into an intersection that has been designated, posted and marked by the City in accordance with Subsection **B** of this section, except when making a turn, unless there is sufficient space on the opposite side of the intersection to accommodate such motor vehicle without obstructing the passage of other vehicles or pedestrians, notwithstanding the indication of a traffic control signal that would permit such operator to proceed into the intersection.
- B. The City shall
- (1) Post signs at each such designated intersection indicating that blocking the intersection is prohibited and that violators are subject to a fine; and
 - (2) Mark, in white paint, the boundary of such intersection with a line not less than one foot in width and the area within such boundary line with parallel diagonal lines not less than one foot in width.
- C. Any person who violates the provisions of Subsection **A** of this section shall have committed an infraction and shall be issued a fine of \$100.
- D. This section shall apply to the following intersections within the City:

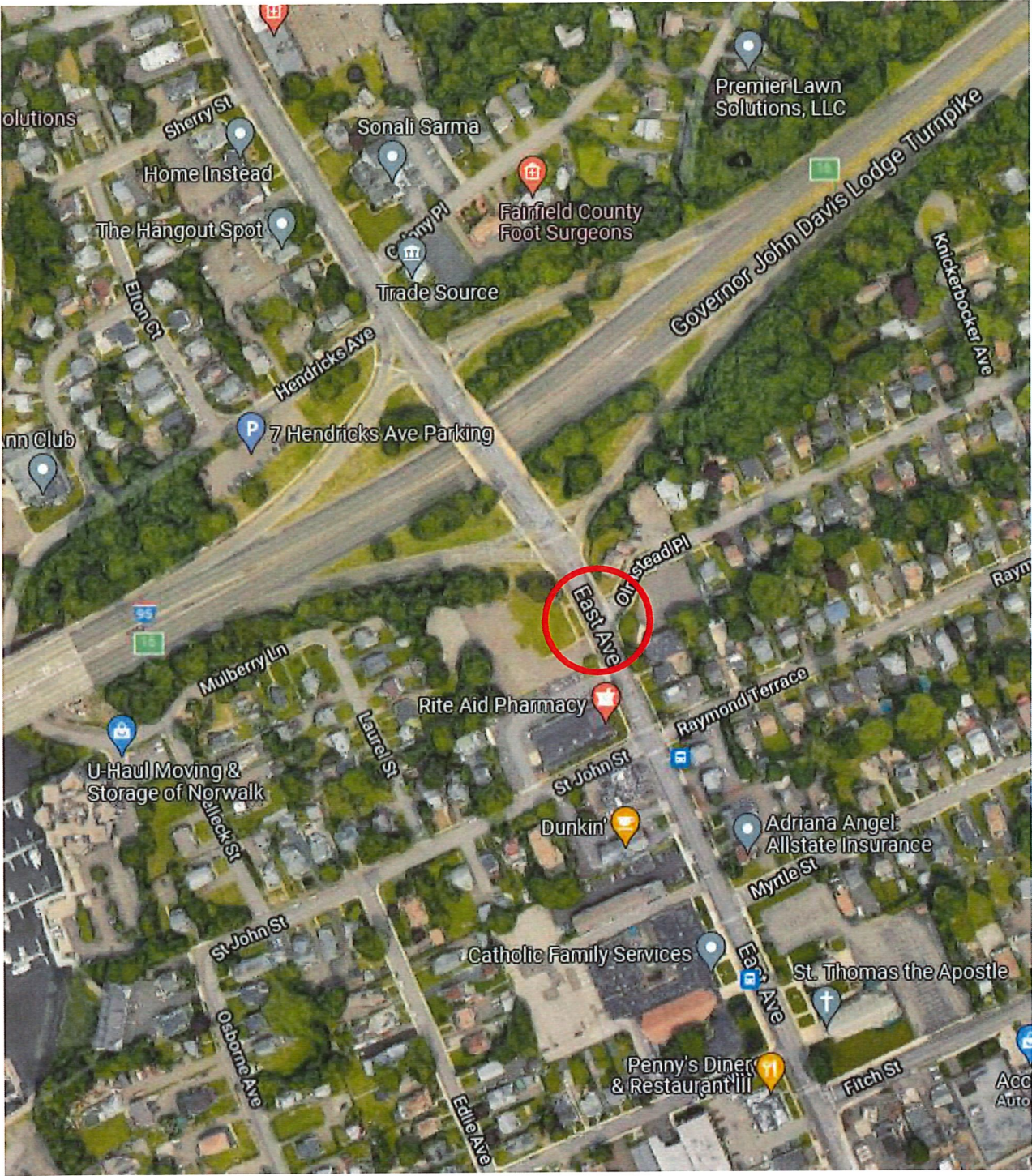
Intersection

East Avenue and Interstate 95 Exit 16 northbound off ramp

~~U.S. Route 1 and France Street~~

East Avenue Northbound and Olmstead Place

Intersection Map: East Avenue and Olmstead Place Amendment



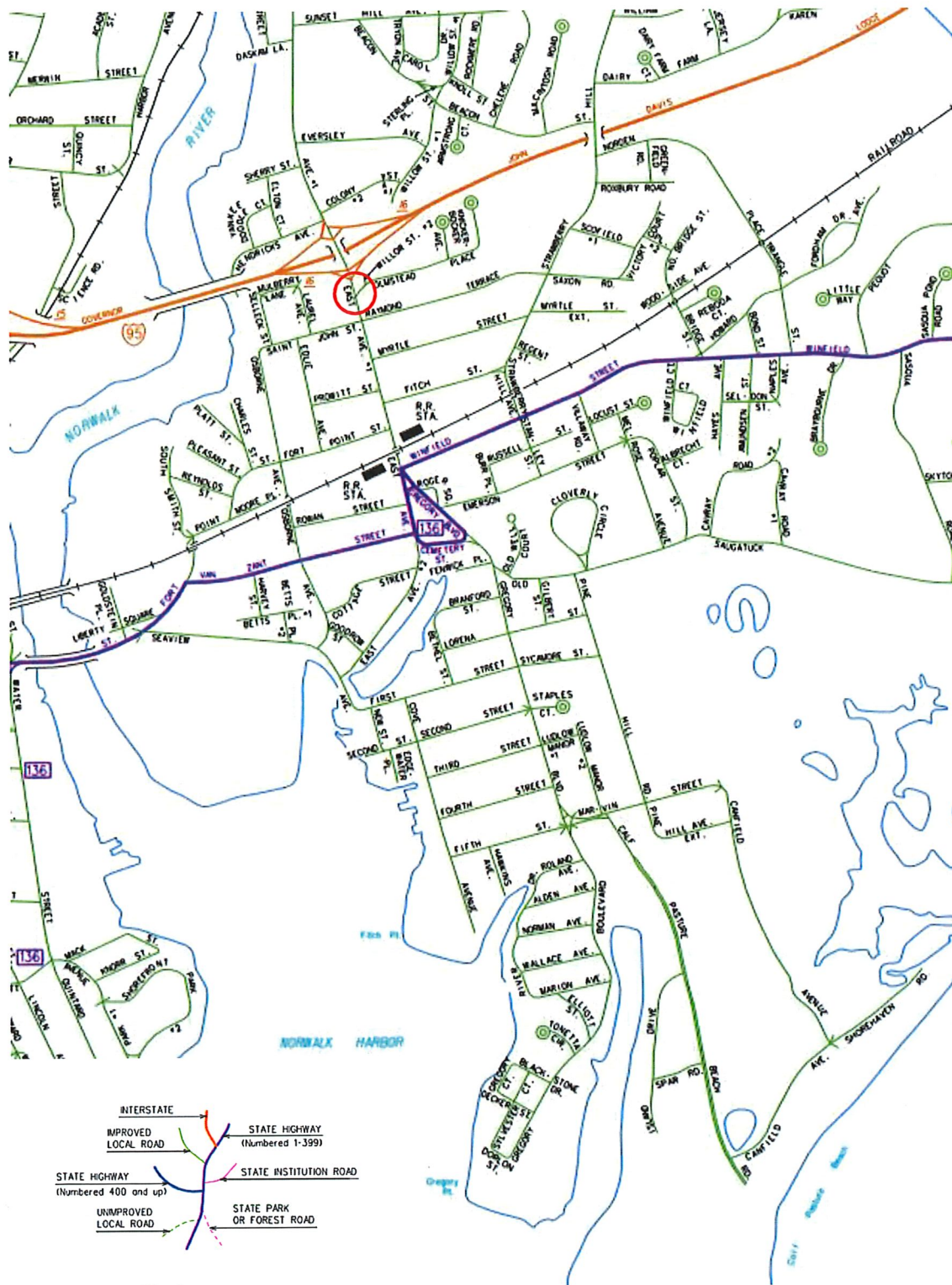
Street view of East Avenue at Olmstead Place



East Avenue Approach to Olmstead Place (Looking North)

Note: Existing signage has limited effectiveness without inclusion under ordinance and the installation of related pavement markings, infraction signage, and enforcement.

East Avenue & Olmstead Place CTDOT Roadway Classification Maps





CITY OF NORWALK
Transportation Mobility & Parking
P: 203-854-7260
Norwalk City Hall
125 East Avenue, PO Box 5125
Norwalk, CT 06856-5125

To: Norwalk Traffic Authority

From: Garrett Bolella, P.E., PTOE

Date: November 3, 2021

Subject: Do Not Block the Box markings for the intersection of East Ave and Olmstead Pl

Memorandum

The intersection of East Avenue and Olmstead Place have "Do Not Block the Box" pavement markings and signage on the Northbound Lanes of East Avenue to allow residents to enter and exit Olmstead Place safely and efficiently. This would be a permanent installment of pavement markings to ensure residents are able to use the intersection of East Avenue and Olmstead Place going forward in the future.

Based on observations and data collected from the intersection of East Avenue and Olmstead Pl, residents have trouble entering and exiting Olmstead Pl onto East Avenue due to northbound drivers on East Avenue blocking the intersection and not stopping at the stop bar located before Olmstead Pl. This is especially dangerous for residents trying to make left turns out of Olmstead Pl as the slope of East Avenue located there and the two lanes of traffic almost always being full, blocks sight of southbound vehicles on East Avenue. There is also an issue of vehicles trying to make left turns from East Avenue southbound into Olmstead Pl as if the intersection is blocked, then these cars cause backup on East Avenue. This issue is also compounded the fact that Olmstead Pl only has the connection with East Avenue to leave through, forcing residents of Olmstead Pl to have to subject themselves to a dangerous intersection whenever they need to leave their house.

TMP now requests approval of the Traffic Authority to paint "Do Not Block the Box" pavement markings and post "Do Not Block the Box" signage on the Northbound Lanes of East Avenue in front of the intersection with Olmstead Pl to complete this project as it is will allow for residents to enter and exit their street more safely and efficiently.

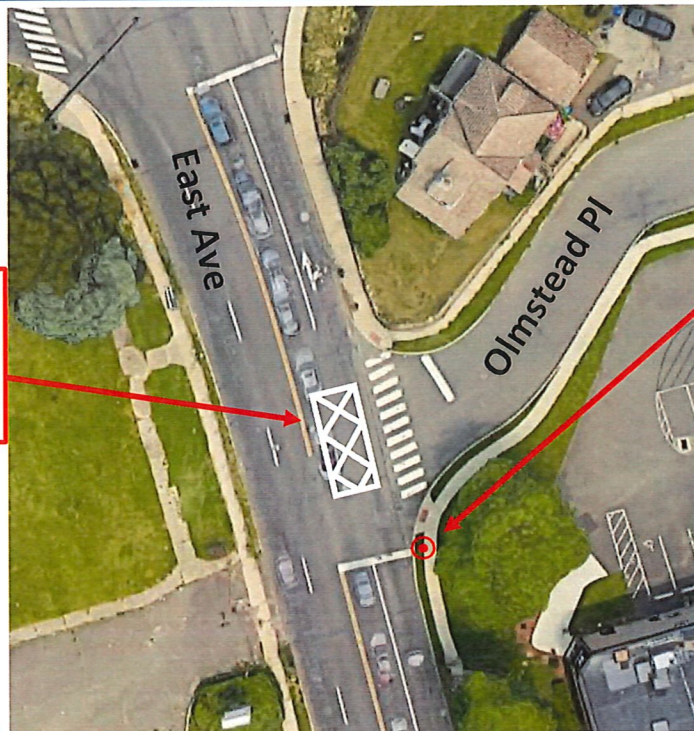
F:\CustomerService\O\OlmsteadPl\Olmstead&EastAve\Traffic_Authority-Do_Not_Block_the_Box_Olmstead_Pl_11-01-2021

Community Meeting Regarding Proposed Improvements

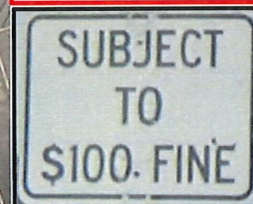
- Who:** Hosted by the Norwalk Transportation, Mobility, and Parking Department
- What:** Regarding “Do Not Block the Box” pavement markings
- Where:** Via Zoom:
<https://us02web.zoom.us/j/83245628400?pwd=bDFkMkIcE5CYmRldHdEUHBUZkV0dz09>
Zoom Number: 832 4562 8400
Zoom Password: 021281
- When:** Thursday, December 9th at 6:30 PM-7:30 PM
- Why:** To improve access to and from Olmstead Place at East Avenue to residents

Proposed Installation of “Do Not Block the Box” Pavement Markings and Signage

INSTALL: “Do Not Block the Box” Pavement Markings



INSTALL: “Subject to \$100 Fine” Sub-placard for enforcement Northbound only

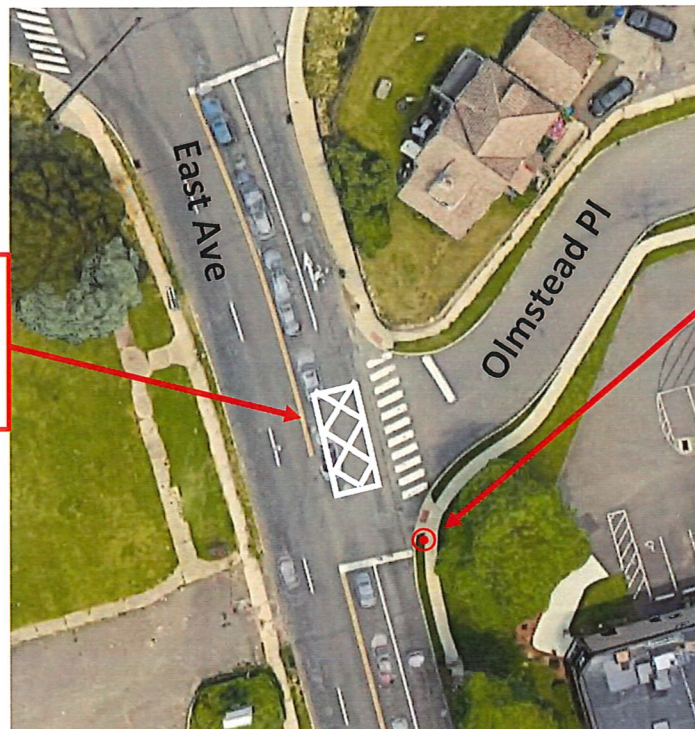


Reunión de la comunidad sobre las mejoras propuestas

Quien:	Organizado por el Departamento de Transportacion, Movilidad y Estacionamiento de Norwalk
Qué:	Con respecto a las marcas de pavimento "No bloquear la caja"
Dónde:	Vía Zoom: https://us02web.zoom.us/j/83245628400?pwd=bDFkMklEcE5CYmRjdHdEUHBUZkV0dz09 Zoom teléfono 832 4562 8400 Zoom contraseña: 021281
Cuándo:	Jueves, 9 de diciembre a las 6:30 PM-7:30 PM
Por qué:	Para mejorar el acceso hacia y desde Olmstead Place en East Avenue para los residentes

Propuesta de instalación de marcas y señalización en el pavimento "No bloquear la caja"

INSTALAR:
Marcas en el
pavimento "No
bloquear la caja"



INSTALAR: Letreo
para sujeto a
multa de
imponer \$100
hacia el Norte
solamente.





CITY OF NORWALK
Transportation Mobility & Parking
P: 203-854-7260
Norwalk City Hall
125 East Avenue, PO Box 5125
Norwalk, CT 06856-5125

To: Norwalk Traffic Authority

From: Garrett Bolella, P.E., PTOE
Kyle Benjamin

Date: January 20, 2022

Subject: FOLLOW-UP: Do Not Block the Box markings for the intersection of East Avenue at Olmstead Place.

Memorandum

At the November Meeting of the Traffic Authority, general concerns were raised about the proposal to implement "Do Not Block the Box" pavement markings and related signage for the northbound travel lanes of East Avenue at Olmstead Place.

At the request of the Traffic Authority, TMP held a neighborhood meeting with residents of Olmstead Place and Knickerbocker Avenue on Thursday, December 9th, 2021 to discuss the proposed improvements, clarify the project, and answer any questions the neighborhood may have.

TMP canvassed the entirety of Olmstead Place and Knickerbocker Avenue, to deliver the attached flyer (door-to-door), notify residents of the neighborhood meeting, and also get a general consensus from residents as to the desirability of these improvements. Overall, the neighbor's responses to the actions/improvements was largely positive.

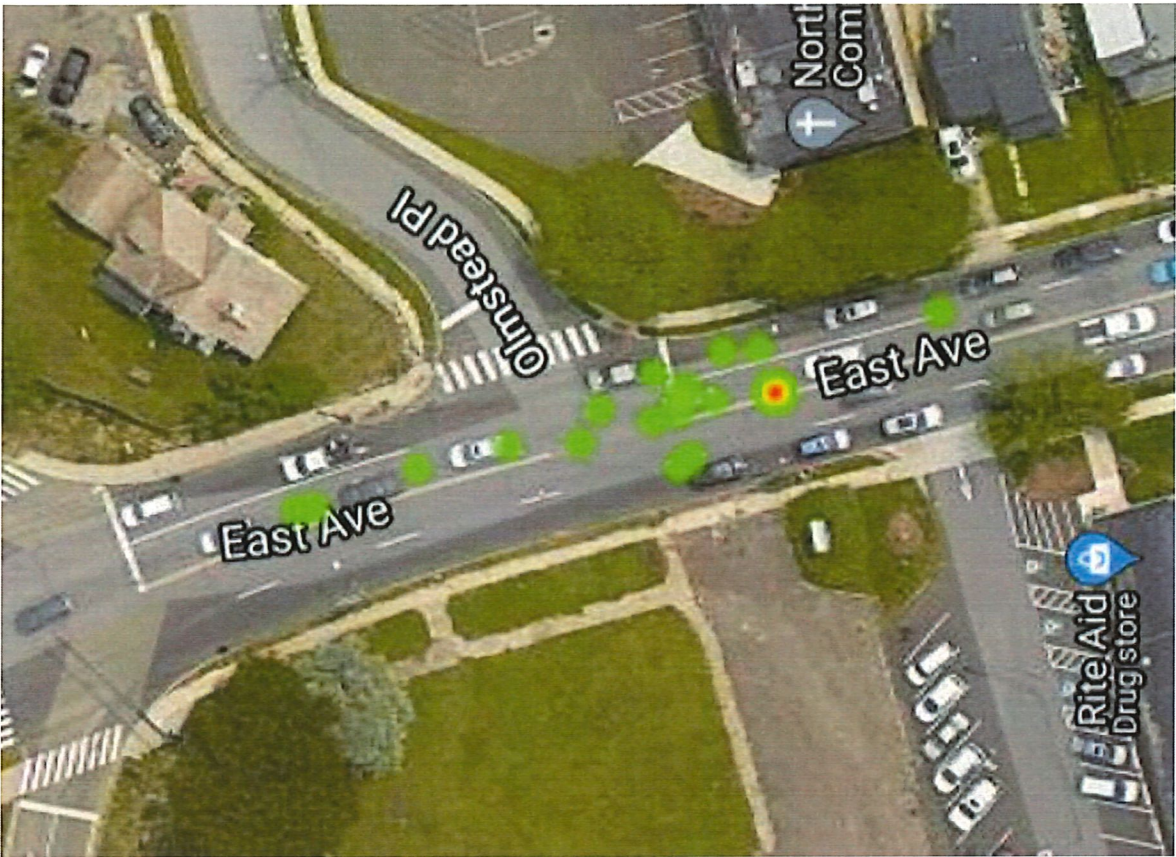
The community meeting was attended by three (3) residents via Zoom in addition to two (2) residents via YouTube Livestream. To date the YouTube video has been viewed on the City of Norwalk YouTube Channel 26 times. During the meeting, several concerns were raised by those in attendance. To address these concerns, TMP would like to re-iterate to the Traffic Authority that as part of this proposal:

- Access will remain as it exists today on Olmstead Place, movements entering and exiting Olmstead Place would not be limited;
- As stated in Section 98-43 of Norwalk Ordinance, turning vehicles entering/exiting Olmstead Place would be exempt from violations/fines as a result of "Do Not Block the Box" Markings/ Signage;

- TMP will continue to monitor the improvements after their installation for their efficacy; and,
- Installation is anticipated to occur in late Spring 2022. TMP would provide additional outreach and education to the residents of Olmstead Place and Knickerbocker Avenue in advance of the projects installation.

Based on door-to-door conversations with the neighborhood and concerns raised during the neighborhood meeting, TMP requests the Traffic Authority approve the installation of “Do Not Block the Box” pavement markings and related signage on the Northbound Lanes of East Avenue at its intersection with Olmstead Place, subject to the aforementioned conditions.

Crash Data Summary East Avenue and Olmstead Place



LOCATION:	CRASH SEVERITY						TYPE OF COLLISION						
	FATALITY	SERIOUS INJURY	MINOR INJURY	POSSIBLE INJURY	PROPERTY DAMAGE ONLY	TOTAL	ANGLE	HEAD ON	REAR-END	SIDESWIPE, SAME DIR.	SIDESWIPE, OPPO. DIR.	UNKNOWN	TOTAL
FROM 1/1/2015-2/29/2021 (PRE-COVID)			2	2	13	17	3		7	4	1	2	17
FROM 3/1/2020-11/15/2021 (DURING-COVID)			1	2	5	8	2	2	3	1			8
TOTAL	0	0	3	4	18	25	5	2	10	5	1	2	25

Source: Connecticut Crash Data Repository