

Rationale for the language: Over the years since the Code has been adopted, outdoor dining has become significantly more popular in the City, with this type of service appealing to tourists and guests. The language seeks to permit stand-alone bars, whose food related revenue is not more than 10% of its sales, to be able to use its adjacent outdoor area; only with special permission from the City. These amendments were submitted to the City Council on March 4, 2019, at its workshop and were drafted by the City's Zoning staff.

Consistency with the Land Use Development Plan:

- GOAL HCE 1: Improve the quality of life for all residents by providing an environment for active living, cultural opportunities, and equitable access to healthy food and physical and mental health care.
 - Allowing for stand-alone bars to utilize their outdoor areas creates a new amenity for the City of Delray Beach by allowing those who enjoy stand-alone bars to also enjoy the outdoors.
 - Requiring a special exception for the use of the outside area allows for business owners to accomplish their goals, while allowing the City Commission to protect the community from a potential incompatible use. The special exception process allows the City Commission to take specific location data into account when deciding whether to allow a stand-alone bar to use its outside area.
- GOAL ECP 6: Provide the proper built environment, space development and strategic investments to protect and grow Delray beach's economic base.
 - Allowing for stand-alone bars to use their outdoor areas creates a new amenity for entrepreneurs and those seeking to reinvest and continue to build their businesses.