



CITY OF LA MIRADA

DEDICATED TO SERVICE

13700 La Mirada Boulevard
La Mirada, California 90638
P.O. Box 828
La Mirada, California 90638
Phone: (562) 943-0131 Fax: (562) 943-1464
www.cityoflamirada.org

CITY OF LA MIRADA EMERGENCY TEMPORARY OUTDOOR COMMERCIAL PROGRAM (ETOCP)

The City of La Mirada has established the Emergency Temporary Outdoor Commercial Program (ETOCP) to provide existing gyms and fitness centers; hair salons; barbershops; personal care businesses, including esthetician, skin care, cosmetology, nail salon and massage; and places of worship (“Qualifying Operations”) with an opportunity to conduct their operations outdoors during the implementation of COVID-19 social distancing measures.

This program will allow existing Qualifying Operations to temporarily conduct their operations outdoors, immediately outside of their business establishments or places of worship on private sidewalks, walkways, open areas, and parking lots. The program temporarily suspends City Zoning and land use provisions applicable to these uses, on-site parking requirements, and conflicting Conditional Use Permit restrictions.

In order to participate in the program, Qualifying Operations must complete the ETOCP Registration Form and the Self-certification Compliance Checklist; agree to the Indemnification below; and submit all to the Community Development Dept. in person, by mail or digitally at: projectreview@cityoflamirada.org. The registration form will require property owner approval of the proposed location and size of the outdoor area and will require final inspection/approval by the County of Los Angeles Fire Dept. No City fee will be assessed to participate in this program.

Participation in the ETOCP does not relieve participants from complying with all State of California and County of Los Angeles Department of Public Health requirements/protocols.

This ETOCP will be in effect for as long as the County of Los Angeles Department of Public Health requires the implementation of social distancing within the interior of Qualifying Operations to combat the spread of COVID-19. Within 10 calendar days following the expiration of the ETOCP, all outdoor fixtures shall be removed, and the area returned to its original condition.

The City of La Mirada reserves the right to suspend, revoke or amend the ETOCP at any time to address any unanticipated problems or impacts. Any operator found to be in violation of the requirements/standards listed within the Self-Certification Compliance Checklist shall correct the violation or remove all outdoor operations and return the area to its original condition/state within 24 hours of written notice by the City of La Mirada.

INDEMNIFICATION: To the maximum extent permitted by law, by participating in the ETOCP, each operator agrees to indemnify, defend and hold harmless the City, its elected officials, officers, agents, contractors, and employees with respect to: any and all claims, damages and losses whatsoever occurring or resulting to any and all persons, firms, or corporations in connection with or arising out of the exercise of rights granted by the ETOCP; and any and all claims, liabilities, lawsuits and/or actions for damages of any kind, personal and bodily injury, or death, including serious or fatal illness due to Covid-19/Corona Virus infection, occurring in connection with or arising out of the granting of or the exercise of the rights under the ETOCP. The participant’s defense and indemnity obligations herein include, but are not limited to, paying all fees and costs incurred by legal counsel of the City’s choice in representing the City in connection with any such claims, losses, lawsuits, or actions, and payment of any damages, judgments, court costs and/or attorneys’ fees awarded in any such lawsuit or action.



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REGISTRATION FORM

Business/Place of Worship Name: _____

Address: _____

Business License No.: _____ Expiration Date: _____

Owner/Operator: _____ Email: _____

Telephone: _____ Cell Phone: _____

Maximum Outdoor Capacity (M.O.C.):

- Gym/Fitness Center: Current Indoor Cap.: _____ x 50% = _____ M.O.C. Compliance with state and county social distancing protocols may result in a capacity that is less than the calculated M.O.C.
- The M.O.C. for Hair Salons, Barbershops, and Personal Care Businesses shall be limited to that permitted through compliance with state and county social distancing protocols.
- The M.O.C. for Places of Worship shall be limited to that permitted through compliance with state and county social distancing protocols.

Number of parking spaces utilized for outdoor operations: _____

Outdoor Fixtures:

Exhibits "A" and "B" of the ETOCP Self-Certification Compliance Checklist provide acceptable barrier and canopy designs and materials. Describe the design of your proposed barrier and canopy; and provide list of equipment/fixtures that will placed outdoors.

Barrier Design: _____

Canopy design: _____

Equipment/Fixtures to be placed outdoors: _____

PROPERTY OWNER AUTHORIZATION: I, _____ (Print Name) property owner of the subject property, hereby authorize the utilization of the private sidewalk, walkway, plaza, area, and number of parking spaces noted above for outdoor operations.

Property Owner Signature

Date

CERTIFICATE AND AFFIDAVIT OF OWNER/OPERATOR: I certify that my outdoor operations will comply with the attached ETOCP Self-certification Compliance Checklist and agree to the Indemnification on page one. I understand that any false statements may result in a notice to correct or notice to cease outdoor activities.

Owner/Operator Signature

Date



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SELF-CERTIFICATION COMPLIANCE CHECKLIST

(SUBMIT THIS COMPLETED CHECKLIST WITH REGISTRATION FORM)

Property Owner/Outside Agency Requirements:

- Written authorization from the property owner or property management company has been granted to conduct the Qualifying Operation and for utilization of the outdoor area, including parking lot/spaces occupied. (Signature is required on Registration Form)
- Qualifying Operations will comply with all California and County of Los Angeles Departments of Public Health regulations and protocols.
- The location of the outdoor operation as well as canopies, space heaters, outdoor capacity and points of egress will be inspected and approved by the County of Los Angeles Fire Department before initiating outdoor operations. (To request inspection contact local Fire Inspector at (562) 691-9369 or via email at: jonathan.mckinley@fire.lacounty.gov)

Applicant Insurance Requirements:

- The operator of the Qualifying Operations will maintain commercial general liability insurance with coverage at least as broad as Insurance Services Office form CG 00 01, in an amount not less than \$1,000,000 per occurrence, \$2,000,000 general aggregate, for bodily injury, personal injury, and property damage.

Location:

- The outdoor operations will only occur on private property and will not obstruct pedestrian and vehicular circulation.
- The walkway/private sidewalk and/or area utilized for outdoor operations is located directly adjacent to the subject business.
- The parking spaces utilized for outdoor operations are located closest to the subject business/place of worship.
- The layout of the outdoor operation complies with the most recent County of Los Angeles Departments of Public Health minimum spacing requirements and outdoor capacity.
- Pedestrian walkways and aisles, within the outdoor area, will provide adequate space for pedestrian circulation and will provide access as required under the American with Disabilities Act (ADA) at all times.

Operations/Activities:

- The outdoor operations will not include any activities not permitted by the most recent County of Los Angeles Departments of Public Health.

- The area utilized for outdoor operations will be kept in a good, safe, neat, and sanitary condition free of any trash, litter, and debris; and trash receptacles will be emptied on a regular basis
- Smoking will not be permitted within the temporary outdoor area.
- Outdoor operations will be limited to the operating hours of the business or place of worship and in no case will they be conducted before 7:00 a.m. or after 10:00 p.m.
- Outdoor operations will comply with the City's noise regulations.
- The total capacity of the outdoor area will not exceed the limits established by the County of Los Angeles Departments of Public Health or the capacity permitted through compliance with state and county social distancing protocols.

Fixtures:

- With the exception of openings for patrons and staff, highly visible barriers will be provided around the entire perimeter of the outdoor area occupied. The design of the barriers will simulate one of the barrier designs identified on Exhibit "A" of this checklist and will not exceed a maximum height of six feet.
- The fixtures used within the outdoor area will be commercial grade, quality furnishings.
- The outdoor fixtures will not be permanently affixed, fastened, mounted, or installed and will be moved indoors or secured within the outdoor area during non-operating hours.
- Prior to initiating any outdoor activities**, Building Permits will be obtained for canopies, awnings, tents, shade sails, EZ-Ups larger than 350 square feet or taller than 12 feet. (This requirement also applies to individual canopies, awnings, tents, shade sails, EZ-Ups bound together that exceed the 350 square foot threshold.) The following link will take you to the Step by Step instructions for digital submittal of a Building Permit Application and plans: [Online Submittal Steps](#). Building Permits may only be issued to Licensed Contractors and property owners.
- Umbrellas, canopies, awnings, shade sails and EZ-Ups will be made of fire retardant/resistant material.
- Signs identifying the subject business's outdoor area will be limited to one temporary sign per side with a maximum size of 100 square feet. The temporary sign will be attached to the perimeter barrier.
- A minimum of one decorative trash receptacle with self-closing lid will be conveniently located within the outdoor area.
- The space heaters used will be specifically designed for outdoor use and will be located in accordance with manufacturer's specifications and will not be located below or near any flammable awning, canopy, shade sail, EZ-Up, umbrella or other material.
- The exterior lighting used will be specifically designed for outdoor use and the power source will be concealed and will not create a tripping hazard or obstruction.



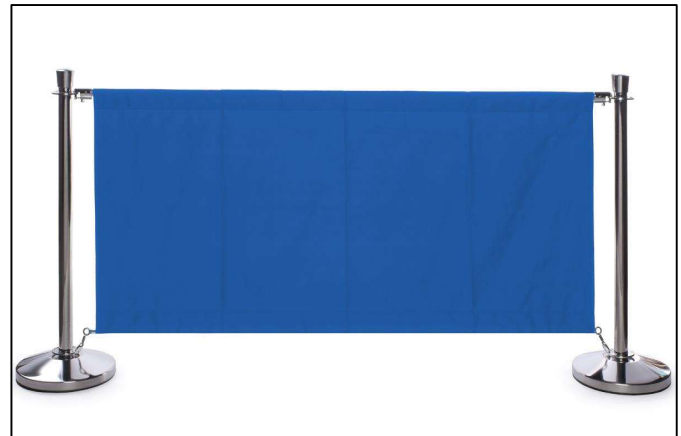
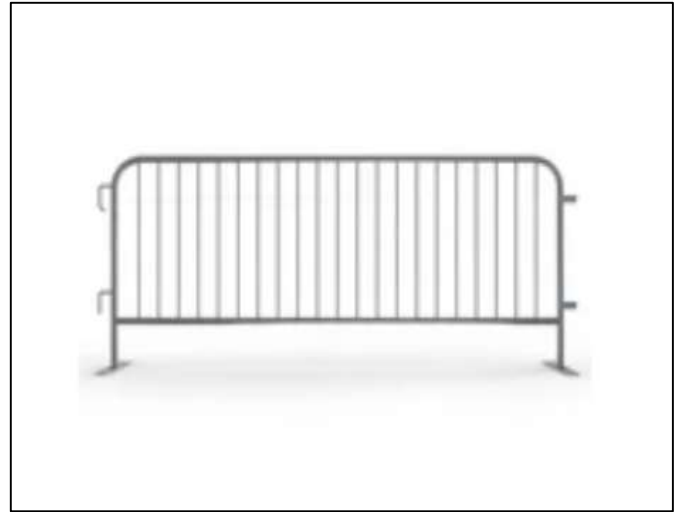
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EXHIBIT "A"

Barrier Samples





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EXHIBIT "B"

Canopy/Tent Samples

