

SIDEWALK CAFÉ PERMIT APPLICATION

FEE: \$100.00 Annual Permit Fee plus a 25 cents per sq. ft. Annual Rent of Sidewalk Space

RETURN TO:
City Clerk's Office, 555 S. 10th St., Room 103, Lincoln NE 68508

LMC Chapter 14.50

Please PRINT using blue or black ink only.

EXHIBIT "A"

APPLICANT'S INFORMATION					
NAME:	Valentino's of Lincoln, Inc.				
HOME ADDRESS:	2601 South 70 Lincoln, NE				
ZIP:	68516	PHONE#:	420 434-9350	FAX#:	402 434-9325

BUSINESS INFORMATION					
NAME:	Valentino's				
ADDRESS:	232 North 13 Lincoln, NE				
ZIP:	68508	PHONE#:	402 475-1501	FAX#:	402 437-9173

MANAGER OF CAFÉ					
NAME:	Sheri Elliot				
ADDRESS:	5742 Gladstone Lincoln, NE				
ZIP:	68507	PHONE#:	402 325-0221	FAX#:	None

RECORD OWNER OF PROPERTY					
NAME:	SAM Properties, Inc.				
ADDRESS:	Box 83089 Lincoln, NE				
ZIP:	68501	PHONE#:	402 434-9380	FAX#:	402 434-9325
DOES THE RECORD PROPERTY OWNER AGREE TO SUCH USE? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO					
PLEASE ATTACH A NOTARIZED LETTER OF CONSENT BY RECORD PROPERTY OWNER FOR THE USE OF SAID PROPERTY.					

SIDEWALK CAFÉ AREA

LIST DAYS AND HOURS OF OPERATION: Monday through Sunday 11:00 AM to 10:00 PM

DESCRIBE HOW THE SIDEWALK CAFÉ WILL BE SUPERVISED & MAINTAINED:

By the management staff of Valentino's To Go

HOW MANY PATRONS WILL BE SERVED IN CAFÉ AREA: 1-12

DESCRIBE ANY PERMITTED ADVERTISING AND FURNITURE TO BE USED (photos may be attached):

Round white cement tables and benches with red, white and green umbrellas

DESCRIBE FOOD & DRINK TO BE OFFERED FOR SALE (sample menu may be attached):

See menu attached

*** We are requesting a waiver of the fence requirement.

MAP

Attach six copies of a plat or drawing indicating, to scale, the amount of surface public right-of-way you are seeking permission to use and the location of all furniture, equipment, and any other article occupying public space, if any. (Failure to attach a proper plat or drawing will render this application INCOMPLETE & it will be returned to you!)

FEEES

- \$100 Annual Permit Fee must be paid to the City Clerk on the day of Original Permit approval.
- Annual Rent of 25 cents per square foot of sidewalk space used must be paid to the City Clerk on the day of original permit approval.

INSURANCE

Applicant shall at all times maintain a policy of liability insurance from a company licensed to do business in the State of Nebraska with a minimum of combined single limit of \$500,000 aggregate for any one occurrence. The insurance must name the City of Lincoln as an additional insured & contain a 30 day cancellation notice. This must be attached to your application prior to submission! (Failure to attach the Certificate of Insurance will render this application INCOMPLETE & it will be returned to you!)

REMINDER - The following items must be attached *prior* to submission of this application:

- Notarized letter of consent by record property owner for the use of said property.
- Six copies of a plat or drawing indicating, to scale, the amount of surface public right-of-way you are seeking permission to use and the location of all furniture, equipment, and any other article occupying public space, if any.
- Certificate of Insurance: policy of liability insurance from a company licensed to do business in the State of Nebraska with a minimum of combined single limit of \$500,000 aggregate for any once occurrence naming the City as an additional insured.

HOLD HARMLESS AGREEMENT

In consideration of being issued a permit for the use of surface space for a sidewalk café the undersigned applicant agrees to hold harmless the City of Lincoln and the officers and employees of the City for any loss or damage arising out of the use, or the discontinuance of any use. The undersigned agrees and understands that the use of the surface space is temporary, on a day to day basis; that the undersigned does not acquire any right, title, or interest in such space; that the undersigned may be required by the City at any time to vacate all or any part of the surface space that the undersigned has been given permission to use; that upon demand to vacate such space, the undersigned agrees to promptly remove any personal property placed thereon by the undersigned and to return the surface space to the same condition that it was in prior to commencement of such use or to reimburse the City for the cost of removing such property and restoring the surface space to its prior condition and that the undersigned has no recourse against either the City or its officers, employees or agents, either for any loss or damage occasioned by his or her being required to vacate all or any part of the surface space which the undersigned has been granted permission to use.

The undersigned further agrees at all times hereafter to comply with all municipal ordinances, rules and regulations of the City of Lincoln, Nebraska.

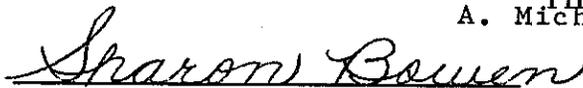
Dated this 30 day of September, 2003.



Signature of Applicant

Valentino's of Lincoln, Inc.

Printed Name of Applicant
A. Michael Alesio, Exec. V.P.



Witness

Applications are available on the City's web site at "www.ci.lincoln.ne.us".

REFERRALS

Please sign or initial "APPROVED" or "DENIED" & date.

PUBLIC WORKS - SIDEWALK INSPECTOR:

APPROVED: _____ DENIED: _____ DATE: _____
RECOMMENDATIONS OR COMMENTS: _____

POLICE DEPT.:

APPROVED: _____ DENIED: _____ DATE: _____
RECOMMENDATIONS OR COMMENTS: _____

FIRE PREVENTION BUREAU:

APPROVED: YES DENIED: _____ DATE: 11-4-03
RECOMMENDATIONS OR COMMENTS: FIRE INSPECTOR - Chuck Schweitzer

HEALTH DEPARTMENT:

APPROVED: _____ DENIED: _____ DATE: _____
RECOMMENDATIONS OR COMMENTS: _____

URBAN DEVELOPMENT - JEFF COLE

APPROVED: _____ DENIED: _____ DATE: _____
RECOMMENDATIONS OR COMMENTS: _____

PLANNING & URBAN DESIGN COMMITTEE - ED ZIMMER

APPROVED: _____ DENIED: _____ DATE: _____
RECOMMENDATIONS OR COMMENTS: _____

CITY COUNCIL ACTION:

DATE ON COUNCIL AGENDA: _____
APPROVED: _____ DENIED: _____ RESO. #: _____

MAYOR'S OFFICE: (If appealed from Denial - refer to Mayor's Office)

APPROVED: _____ DENIED: _____ DATE: _____
RECOMMENDATIONS OR COMMENTS: _____

REFERRALS

Please sign or initial "APPROVED" or "DENIED" & date.

PUBLIC WORKS - SIDEWALK INSPECTOR:

APPROVED: _____ DENIED: _____ DATE: _____

RECOMMENDATIONS OR COMMENTS: _____

POLICE DEPT.:

APPROVED: *[Signature]* DENIED: _____ DATE: *11-4-03*

RECOMMENDATIONS OR COMMENTS: _____

We recommend No liquor license to this location because of the
Public Area between the business and the City.

FIRE PREVENTION BUREAU:

APPROVED: _____ DENIED: _____ DATE: _____

RECOMMENDATIONS OR COMMENTS: _____

HEALTH DEPARTMENT:

APPROVED: _____ DENIED: _____ DATE: _____

RECOMMENDATIONS OR COMMENTS: _____

URBAN DEVELOPMENT - JEFF COLE

APPROVED: _____ DENIED: _____ DATE: _____

RECOMMENDATIONS OR COMMENTS: _____

PLANNING & URBAN DESIGN COMMITTEE - ED ZIMMER

APPROVED: _____ DENIED: _____ DATE: _____

RECOMMENDATIONS OR COMMENTS: _____

CITY COUNCIL ACTION:

DATE ON COUNCIL AGENDA: _____

APPROVED: _____ DENIED: _____ RESO. #: _____

MAYOR'S OFFICE: (If appealed from Denial - refer to Mayor's Office)

APPROVED: _____ DENIED: _____ DATE: _____

RECOMMENDATIONS OR COMMENTS: _____

REFERRALS

Please sign or initial "APPROVED" or "DENIED" & date.

PUBLIC WORKS - SIDEWALK INSPECTOR:

APPROVED: _____ DENIED: _____ DATE: _____
RECOMMENDATIONS OR COMMENTS: _____

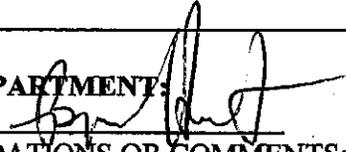
POLICE DEPT.:

APPROVED: _____ DENIED: _____ DATE: _____
RECOMMENDATIONS OR COMMENTS: _____

FIRE PREVENTION BUREAU:

APPROVED: _____ DENIED: _____ DATE: _____
RECOMMENDATIONS OR COMMENTS: _____

HEALTH DEPARTMENT:

APPROVED:  DENIED: _____ DATE: oct 20
RECOMMENDATIONS OR COMMENTS: _____

URBAN DEVELOPMENT - JEFF COLE

APPROVED: _____ DENIED: _____ DATE: _____
RECOMMENDATIONS OR COMMENTS: _____

PLANNING & URBAN DESIGN COMMITTEE - ED ZIMMER

APPROVED: _____ DENIED: _____ DATE: _____
RECOMMENDATIONS OR COMMENTS: _____

CITY COUNCIL ACTION:

DATE ON COUNCIL AGENDA: _____
APPROVED: _____ DENIED: _____ RESO. #: _____

MAYOR'S OFFICE: (If appealed from Denial - refer to Mayor's Office)

APPROVED: _____ DENIED: _____ DATE: _____
RECOMMENDATIONS OR COMMENTS: _____

REFERRALS

Please sign or initial "APPROVED" or "DENIED" & date.

PUBLIC WORKS - SIDEWALK INSPECTOR:

APPROVED: _____ DENIED: _____ DATE: _____
RECOMMENDATIONS OR COMMENTS: _____

POLICE DEPT.:

APPROVED: _____ DENIED: _____ DATE: _____
RECOMMENDATIONS OR COMMENTS: _____

FIRE PREVENTION BUREAU:

APPROVED: _____ DENIED: _____ DATE: _____
RECOMMENDATIONS OR COMMENTS: _____

HEALTH DEPARTMENT:

APPROVED: _____ DENIED: _____ DATE: _____
RECOMMENDATIONS OR COMMENTS: _____

URBAN DEVELOPMENT - JEFF COLE

APPROVED: _____ DENIED: _____ DATE: _____
RECOMMENDATIONS OR COMMENTS: _____

PLANNING & URBAN DESIGN COMMITTEE - ED ZIMMER

APPROVED: _____ DENIED: _____ DATE: _____
RECOMMENDATIONS OR COMMENTS: _____

CITY COUNCIL ACTION:

DATE ON COUNCIL AGENDA: _____
APPROVED: _____ DENIED: _____ RESO. #: _____

MAYOR'S OFFICE: *(If appealed from Denial - refer to Mayor's Office)*

APPROVED: _____ DENIED: _____ DATE: _____
RECOMMENDATIONS OR COMMENTS: _____

ACORD™ CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) **12/30/2002**

PRODUCER (402)434-7200 FAX (402)434-7272
UNICO Group, Inc.
 4435 O Street
 PO Box 30275
 Lincoln, NE 68510

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

INSURED
Val Limited etal
 (See named insured schedule)
 PO Box 83089
 Lincoln, NE 68501

INSURERS AFFORDING COVERAGE	NAIC #
INSURER A: Continental Western	
INSURER B:	
INSURER C:	
INSURER D:	
INSURER E:	

COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR ADD'L LTR INSR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
A	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC	2411196	01/01/2003	01/01/2004	EACH OCCURRENCE \$ 1,000,000
	DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 100,000 MED EXP (Any one person) \$ 5,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 1,000,000				
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS				COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
	GARAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN EA ACC \$ AUTO ONLY: AGG \$
	EXCESS/UMBRELLA LIABILITY <input type="checkbox"/> OCCUR <input type="checkbox"/> CLAIMS MADE DEDUCTIBLE \$ RETENTION \$				EACH OCCURRENCE \$ AGGREGATE \$ \$ \$ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? If yes, describe under SPECIAL PROVISIONS below OTHER				WC STATUTORY LIMITS OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS
Premises Covered: 228-44 North 13th Street, Lincoln, NE Downtown Sidewalk Cafe
Additional Insured: City of Lincoln

CITY RISK MGT

RECEIVED

SEP 29 2003

CERTIFICATE HOLDER
City of Lincoln
 555 South 10th Street
 Lincoln, NE 68508

SEP 3 3 00 PM
 LAW DEPT.
Dana W. Reynolds
 CITY ATTORNEY BY:

CANCELLATION
 SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE
Robert Reynoldson/CAW *Robert L. Reynolds*

10/01/2003

CONSENT TO SIDEWALK CAFÉ PERMIT APPLICATION

We, as owners of the property at 232 North 13, Lincoln, NE 68508, do hereby consent to the application for a sidewalk café for Valentino's.

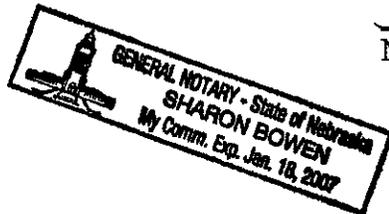
SAM PROPERTIES, INC.

BY: *A. Michael Alesio*
A. Michael Alesio, President

State of Nebraska, County of Lancaster) ss

The foregoing instrument was acknowledged before me this 30 day of September 2003, by A. Michael Alesio, President of SAM Properties, Inc., and on behalf of said SAM Properties, Inc.

Sharon Bowen
Notary Public

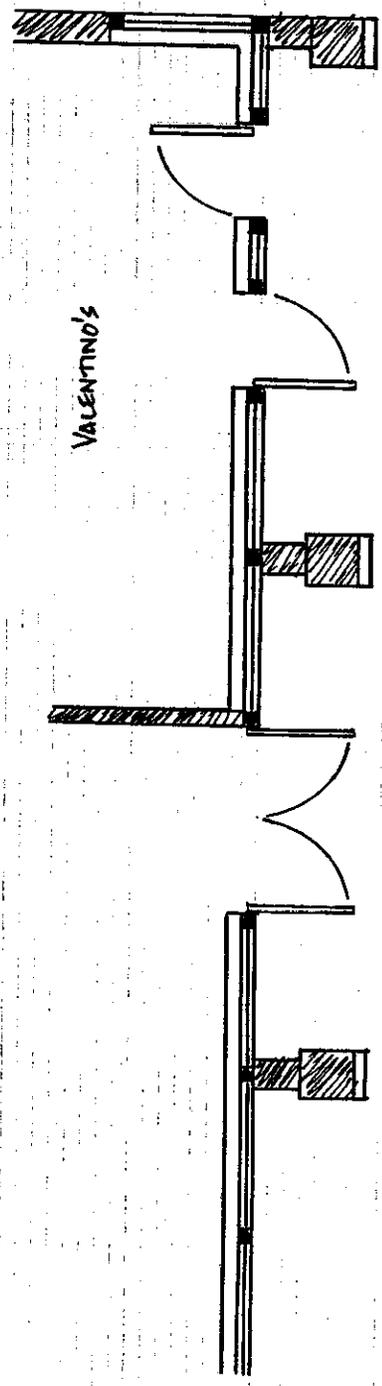


Val Limited Named Insured Schedule

Val Limited;
Valentino's of America Inc.;
Sam Properties, Inc.;
Valentino's of Omaha, Inc.;
TV101, Inc.;
Valentino's of Lincoln, Inc.;
Premier Catering Inc.;
Mesal Enterprises, LLC

EXHIBIT "B"

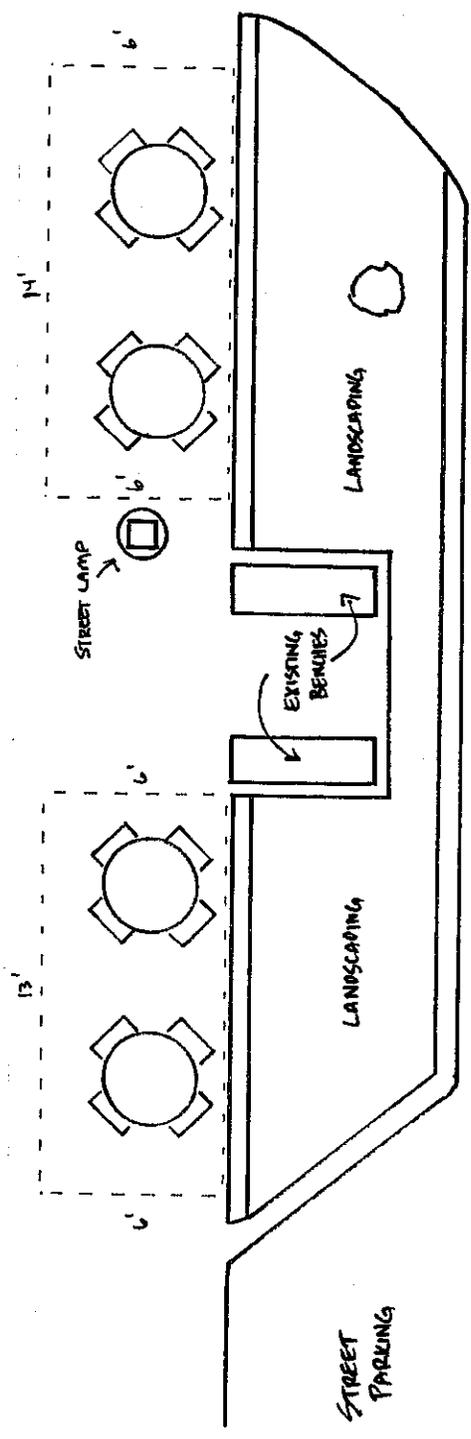
← NORTH



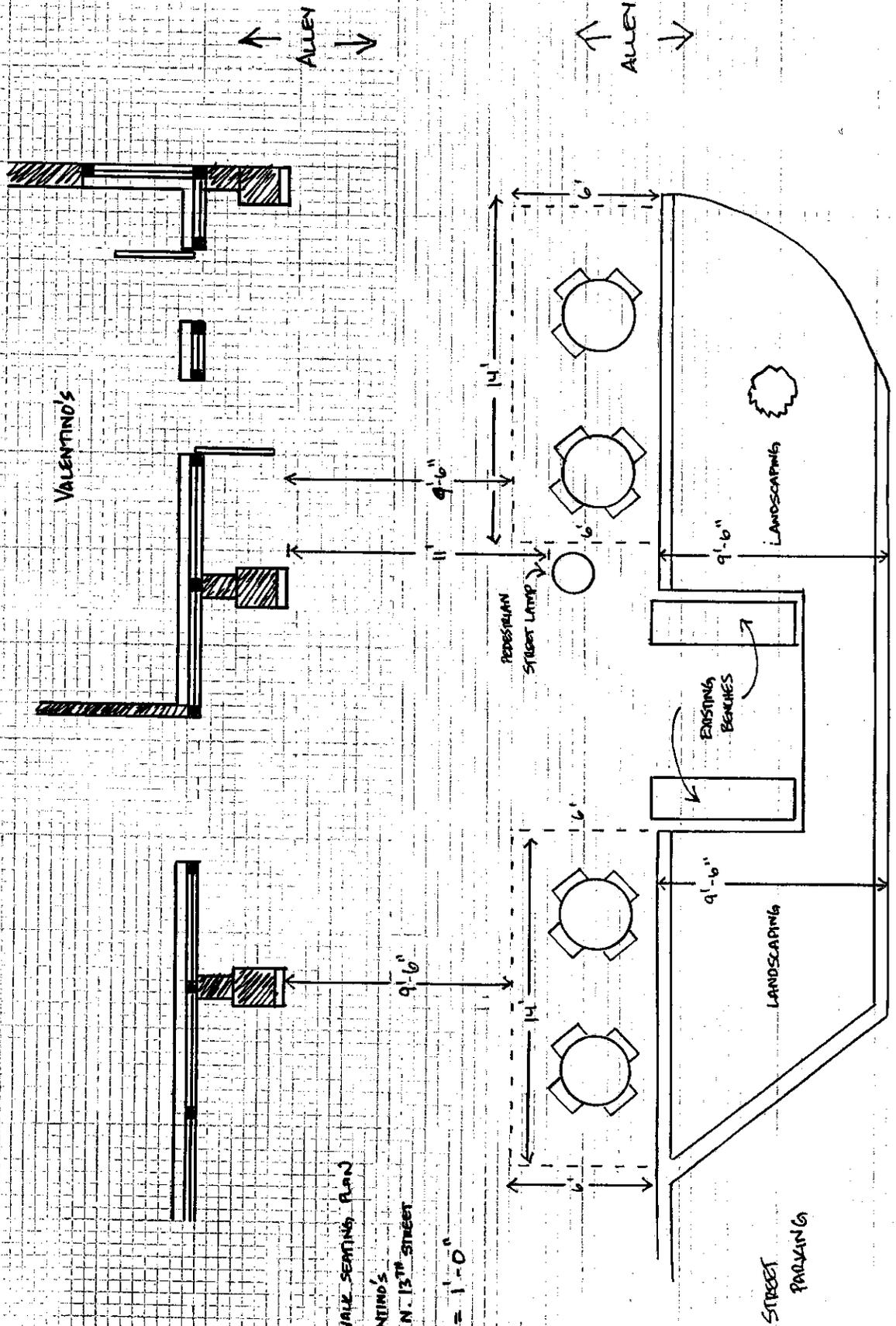
↑ ALLEN ↓

SIDEWALK SEATING PLAN
VALENTINO'S
232 N. 13TH STREET

1/4" = 1'-0"



← 13TH STREET →



SIDEWALK SEATING PLAN

VALENTINO'S
232 N. 13TH STREET

1/4" = 1'-0"

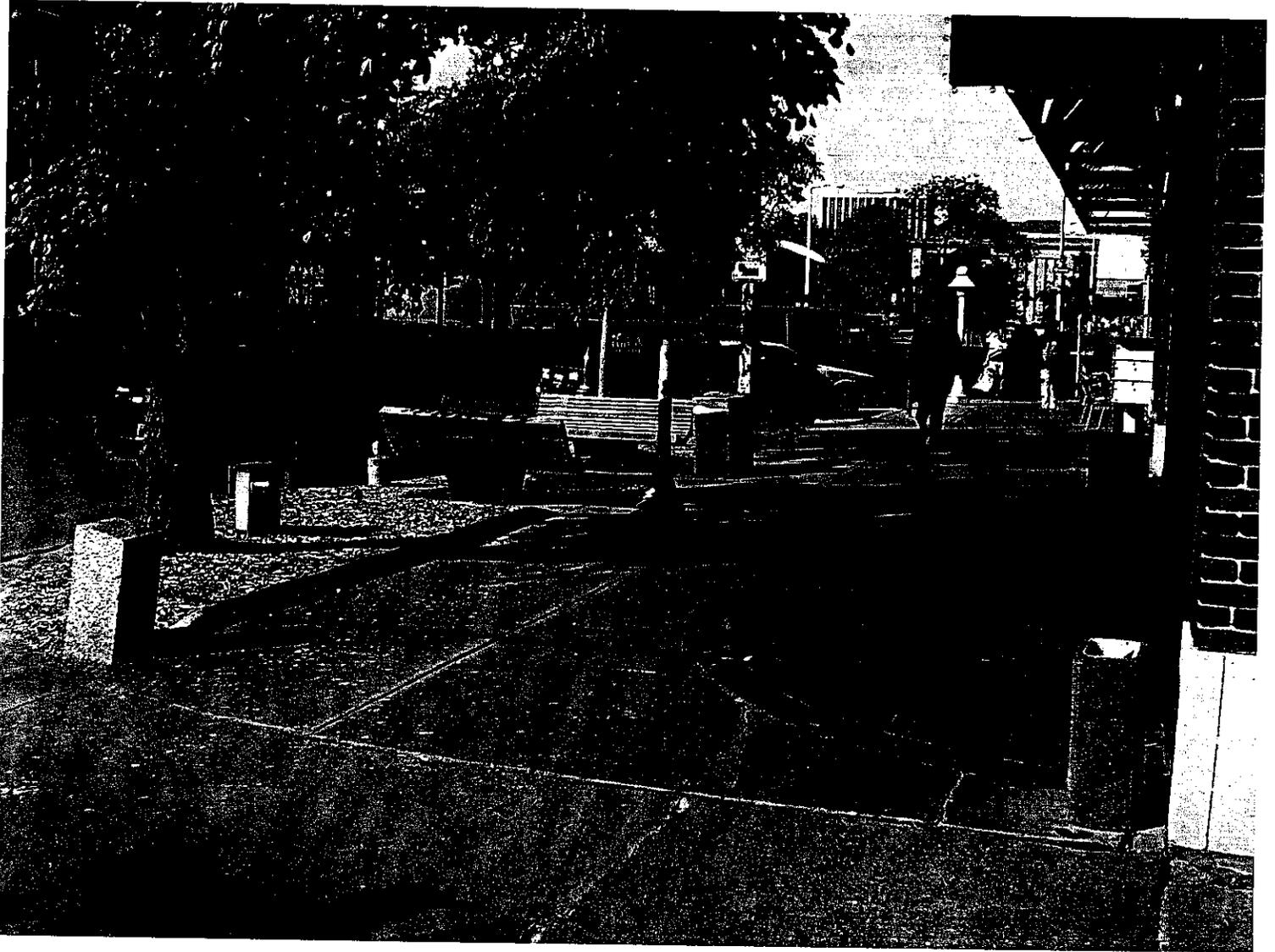
REV 10-31-03

LETTER OF ACCEPTANCE

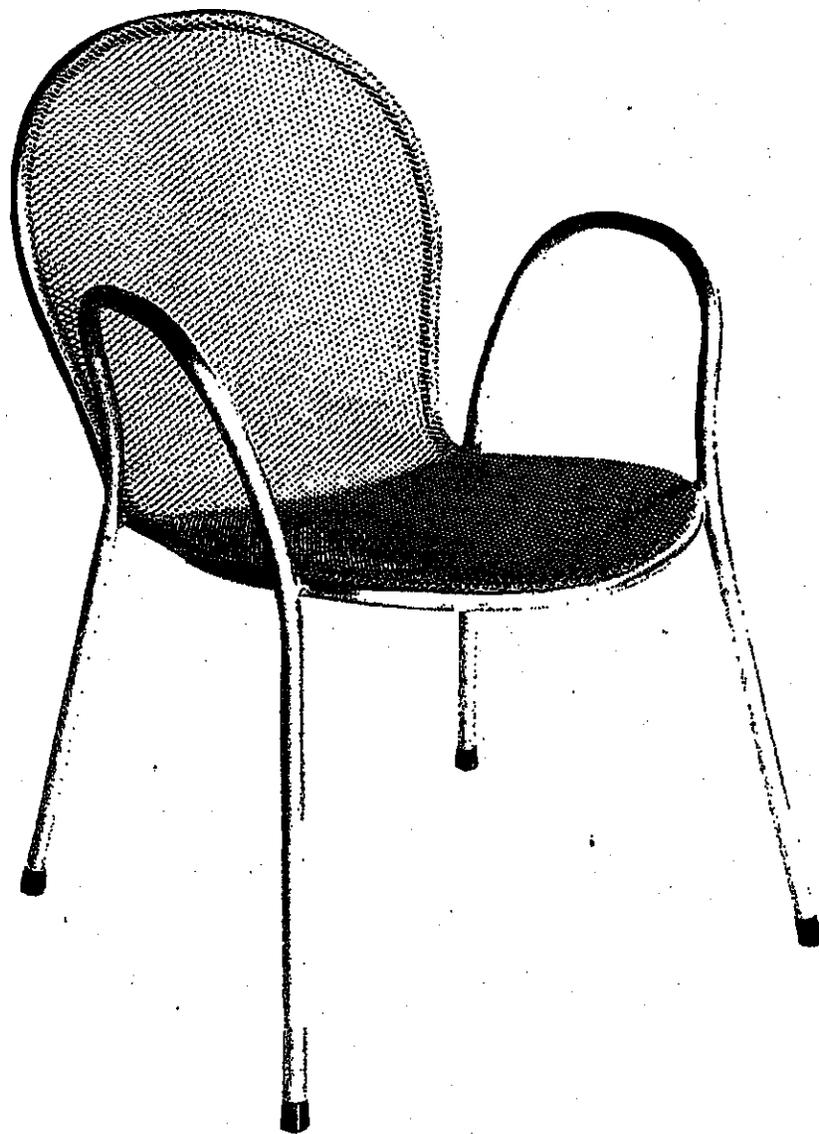
TO THE CITY COUNCIL:

I, _____, authorized representative of Valentino's of Lincoln, Inc., 2601 S. 70th Street, Lincoln, Nebraska 68516, the applicant under Resolution No. A- _____ adopted by the City Council of the City of Lincoln, Nebraska, on _____, 2003, do hereby certify that I have thoroughly read said resolution, understand the contents thereof and do hereby accept without qualification all of the terms, conditions, and requirements therein.

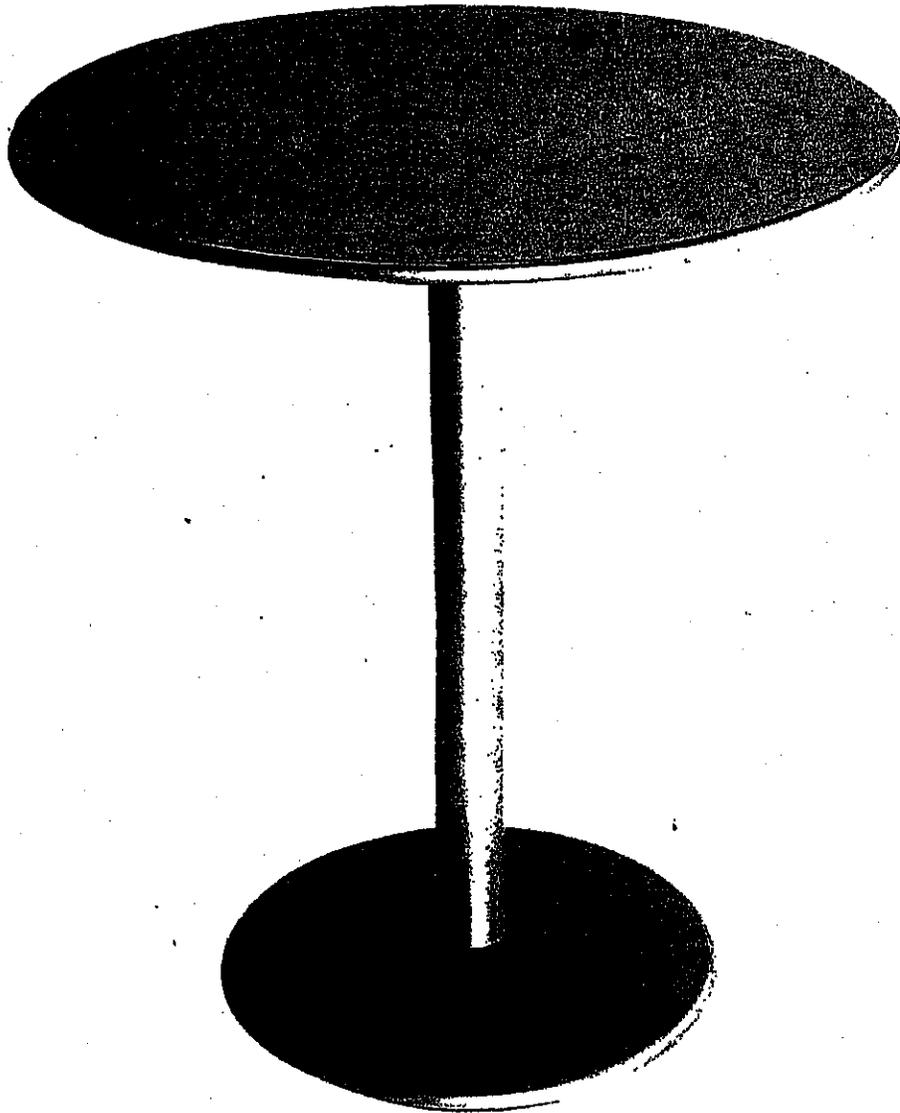
Valentino's of Lincoln, Inc.



VALENTINO'S TOGO
EXISTING SIDEWALK
232 N. 13TH ST.
LINCOLN
10-7-03



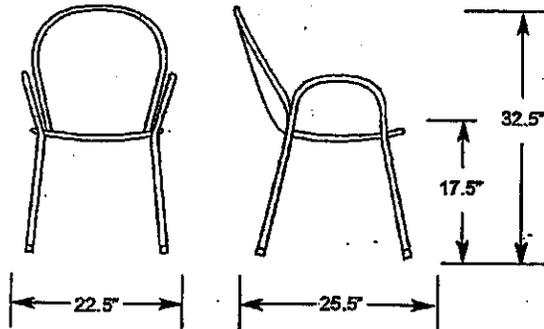
Ronda, #116



Bistro, #9001902



Ronda



Item # 116 PATENTED
 Outdoor/Indoor Stacking Armchair
 Frame: Tubular Steel
 Seat/Back: Steel Mesh
 Finish: See Price List
 Foot Caps: PVC
 Diameter of Frame: 13/16"
 Thickness of Frame: 3/64"
 Diameter of Seat/Back Frame: 13/16"
 Thickness of Seat/Back Frame: 5/64"
 Weight Each: 12.1 lbs.
 Units Per Box: 6
 Box Volume: 11.60 cubic ft.

With a goal of constant product improvement, EMI reserves the right to make changes or modifications to the design or the specifications of their products at any time and without prior notice.

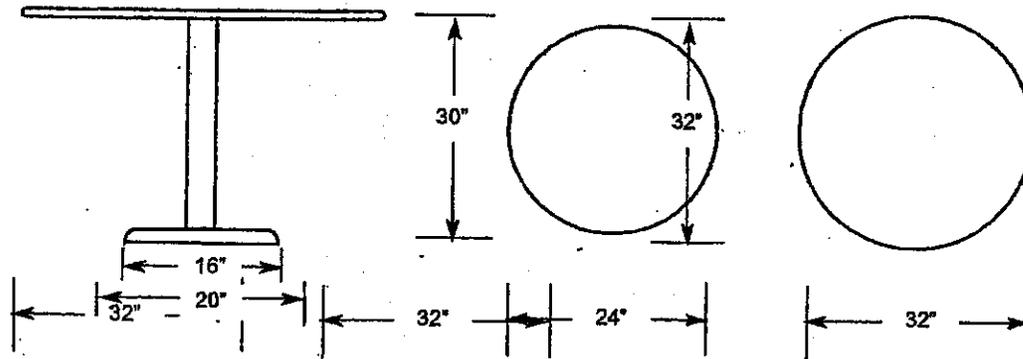
RETURN TO INDEX

PRINT

emu americas, llc
 360 Fairfield Avenue, Suite 300
 Bridgeport, CT 06604
 T: (203) 384-8573 F: (203) 384-8691
 email: emuamericas.com



Bistro



Item # 900, 902 PATENTED

Outdoor/Indoor Table

Pedestal: Solid Steel

Column: Tubular Steel

Top: Solid Steel.

Finish: See Price List

Thickness of Pedestal: 4/16"

Diameter of Column: 2 12/16"

Thickness of Column: 1/16"

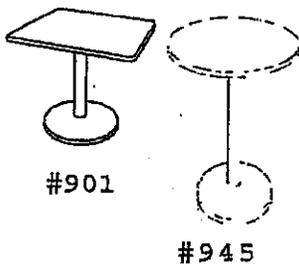
Thickness of Top: 3/64"

Weight Each: 29.1 lbs. (#900), 39.40 lbs. (#902)

Unit Per Box: 1

Box Volume: 2.01 Cubic Ft. (#900), 2.89 Cubic Ft. (#902)

Item Group:



#901

#945

RETURN TO INDEX

PRINT

emu america, llc
 360 Fairfield Avenue, Suite 300
 Bridgeport, CT 06604
 T: (203) 384-8573 F: (203) 384-8691
 email: emuamericas.com

With a goal of constant product improvement, EMU reserves the right to make changes or modifications to the design or the specifications of their products at any time and without notice.

Valentino's

October 8, 2003

Attention: Teresa
City Clerk's Office
555 South 10 Room 103
Lincoln, NE 68508

Re: Valentino's Sidewalk Cafe Permit
Application - 232 North 13, Lincoln, NE

Dear Teresa:

As per my telephone conversations with you, enclosed please find all paper work with regard to the Sidewalk Café Permit Application for our restaurant at 232 North 13, Lincoln, Nebraska.

If you have any questions or need additional information, please feel free to call me at 434-9365.

Thank you again for all of your assistance in this matter.

Very truly yours,

VALENTINO'S



Sharon Bowen
Executive Secretary

sb

Enclosures