

**Town of Waterbury**  
**Interim Dining & Recreation Program Tent, and Sign Bylaw Amendments**  
**Adopted June 15, 2020**

**ARTICLE XVI INTERIM DINING & RECREATION PROGRAM TENT AND SIGN BYLAW AMENDMENTS**

Section 1600      Enactment and Authority

The Town of Waterbury has adopted these interim bylaws in accordance with and as authorized by the *Vermont Municipal and Regional Planning and Development Act*, 24 V.S.A. Chapter 117, §4415, Interim Bylaws.

Section 1601      Purpose

(a) The purpose of these Interim Dining & Recreation Program Tent, and Sign Bylaw Amendments is to protect the general public welfare and provide for orderly physical and economic recovery for the Town of Waterbury during the COVID 19 pandemic. This bylaw facilitates protected outdoor dining, allowing restaurants/bars to safely serve the general public meals and beverages, to promote their services and products, and to advertise the fact that they are open for business during the period of time that the recovery from the COVID 19 pandemic takes place. This bylaw also facilitates the use of tents for the Town Recreation Program on municipal and privately owned parcels during the recovery from the COVID 19 pandemic.

Section 1602      Applicability

(a) These interim bylaws apply to all restaurants/bars and recreation programs that are currently permitted in the Town of Waterbury.

Section 1603      Temporary Uses and Structures

The following bylaw amends Section 305, Temporary Uses and Structures:

(a) The issuance of a zoning permit by the Zoning Administrator or Acting Zoning Administrator is required for the placement of any tent in an outdoor location on the premises of a restaurant/bar for the purpose of outdoor dining or the consumption of beverages, including alcohol. The issuance of a zoning permit by the Zoning Administrator or Acting Zoning Administrator is also required for the placement of any tent in an outdoor location for the Town of Waterbury Recreation Program. In order for this permit to be issued administratively by the Zoning Administrator or Acting Zoning Administrator, these commercial tents and the associated use shall meet the following conditions:

- (1) The tents may be erected and the associated use conducted during only the period of April 15<sup>th</sup> to November 15<sup>th</sup> and shall be removed from the premises during the period of November 16<sup>th</sup> to April 14<sup>th</sup>.
- (2) All lighting associated with the tents shall be located in the interior of the tent.

(3) Entertainment, including amplified or un-amplified music, associated with the use of the tent shall not be allowed without the issuance of an Entertainment Permit by the Town of Waterbury;

(4) All other required permits necessary for the use of the temporary tents including but not limited to those from the Vermont Department of Health, the Vermont Department of Labor, and the Vermont Division of Liquor Control, shall be obtained by the owner prior to opening the tent to the public.

(5) The tent(s) in combination with the indoor seating at the associated restaurant shall have a total number of seats and bar stools, that shall not exceed the total number in the most recent zoning permit and associated board decision. All state COVID 19 related requirements, including but not limited to occupancy limits and the spacing of tables and seats, shall be followed.

(b) Size, location, and maintenance: The tents may be erected on existing decks, patios, lawns, and parking areas. If tents are erected on parking areas and if adequate parking meeting conditions of existing site plan approval will not exist, alternate parking shall be provided in alternate locations with adequate signage directing patrons to those parking locations. There is no minimum or maximum size for the dining or Recreation Program tents. Setbacks shall not apply to these tents with the condition that the tents do not block the sight distance at any ingress or egress point for vehicles to the parcel or adjacent parcels. In addition, circulation routes for parking on the parcel shall not be impeded by the tent. One or more tents are allowed for each restaurant/bar or Recreation Program use located on a parcel. Any tent erected under these bylaws shall be maintained in good condition.

#### Section 1604      Exemption

Temporary banners, while subject to all general provisions of Article VIII of the Waterbury Zoning Regulations which regulate signs, may be erected without a permit provided they comply with the following provisions:

(b) The maximum size for each banner shall be no greater than 16 square feet, with minimum dimensions of 2 feet by 2 feet. Each banner shall be located on the temporary tent, the façade of the principal building where the business is located, or on the facade of an accessory building on the same parcel as the restaurant/bar being promoted. There shall be no more than one banner for each restaurant/bar located on a parcel. Banners displayed as freestanding ground signs shall be prohibited. Any banners displayed under these bylaws shall be maintained in good condition without any torn fabric.

**Design guidelines:** The graphic design for each banner shall be in conformance with the *Waterbury, Vermont Brand Guidelines* available at [https://revitalizingwaterbury.org/uploads/files/Waterbury%20Brand%20Standards\\_2019\\_lores.pdf](https://revitalizingwaterbury.org/uploads/files/Waterbury%20Brand%20Standards_2019_lores.pdf) and the attached Banner Design Guide Supplement.

#### Section 1605      Effective Period

**Effective period:** Permitted dining and Recreation Program tents and banners may remain in place for the duration of the effective period of this interim bylaw that will be in effect during State of Vermont restrictions on dining during the COVID 19 pandemic, but no longer than two years from the date of adoption by the Select Board that is June 15, 2020, with the option of a one year extension that will also require adoption by the Select Board. Any tents and banners in place under these bylaws shall be

removed no later than the expiration date of the permit or these interim bylaws.

Section 1606      Enforcement

Enforcement of these Interim Bylaws shall be as provided for in 24 V.S.A. Chapter 117, §4451, and Section 310 of the Waterbury Zoning Regulations as amended through May 16, 2016.

# **Town of Waterbury Interim Dining & Recreation Program Tent, and Sign Bylaw Amendments**

## **Banner Design Guideline Supplement**

The following guidelines are intended to complement and extend beyond the *Waterbury Brand Guidelines* to provide additional uniformity in banners.

To this end, the following standards will apply to banners:

- (1) Banners must have a solid background color, which must be one of the colors defined in the Historic Pallet, Brightened Historic Pallet, or Waterbury Works Pallet.
- (2) All text on the banner (unless included in (4) below) must be in white, black, or a tan or grey defined in Brand Guidelines. All text must be the same color throughout the banner.
- (3) No more than three separate blocks of text may appear on the banner. Text must be in Trend Slab, Trend Sans, or Minion Pro font.
- (4) Up to 50% of the total banner may be used for a business name and/or logo which does not conform to the above standards. The 50% area will be determined by the size of the geometric shape that contains all aspects of the logo and associated non-brand text.

Samples of banners that conform to the above standards can be found on the following page.

Town of Waterbury

Interim Temporary Dining Tent & Sign Bylaw Amendments  
Sample Banners that Conform to the Banner Design Guideline Supplement



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