

**IMPORTANT:** Any citizen attending a commission meeting may speak on any item on the agenda. If you wish to speak, please fill out the Speaker Request form. The Chair will recognize you and inform you as to the amount of time allotted to you. The time granted will be dependent to some extent on the nature of the item under discussion, the number of people who wish to be heard, and the length of the agenda.



## **AGENDA FOR STUDY SESSION**

### **ASHLAND PARKS & RECREATION COMMISSION**

**February 11, 2019**

**The Grove, Otte-Peterson Room**

**1195 E. Main Street**

**5:30 p.m.**

- I. CALL TO ORDER
- II. PUBLIC INPUT
- III. MARKING ASHLAND PLACES – PUBLIC ART AND HISTORIC COMMISSION
- IV. REQUEST FOR ART IN PARK
- V. GOAL SETTING – PUBLIC INPUT
- VI. CALLE GUANAJUATO POLICY - DISCUSSION
- VII. ITEMS FROM COMMISSIONERS AND STAFF
- VIII. ADJOURNMENT

# Marking Ashland Places

## The Project

The City of Ashland has a rich and diverse history which is not easily discernable on the landscape. The Public Arts and Historic Commissions, in partnership (the MAP Team), have developed an historic marker and wayfinding project to provide a connection to the history of Ashland on today's landscape.

This project will create a sense of place and pride by establishing distinctive landmarks within the City's four Nationally Registered Historic Districts, and will serve to promote historic and heritage tourism to the City. A recent study by the Oregon Heritage Commission states that cultural heritage travelers to Oregon contributed an estimated \$19.6 billion to the state's economy on their most recent visits to this state.

## Project Intent

The vision for this project is to create Hub Sites in each of the four Nationally Registered Historic Districts [the Downtown District, the Railroad District, the Siskiyou-Hargadine District, and the Skidmore Academy District], in which to locate a piece of contemporary, historic-themed, site-specific sculpture. Also included at each Hub Site will be information about why the Hub Site was important to the development of each historic district.

Branching off from each Hub Site will be the Spoke Sites. The Spoke Sites, designated by Site Markers, will focus on the important places, events or people connected with each specific district. The Markers will contain short narratives, with artistic representation of the historical significance of the site. These markers will also serve as visual enticements and direct the visitor to the project web-site where more detailed historic information can be found. Narratives may be derived from existing historical documentation such as the collections at the public library, the SOU Hannon Library, Southern Oregon Historical Society, maps and other databases available in the public realm.

## Phase One:

Considering that the Downtown area is already better represented by public art, the MAP Team has selected 5 spoke sites based in the Railroad District for the initial phase of the project: The Railroad Depot, "Chinatown" (A St. between 1<sup>st</sup> & 2<sup>nd</sup> St.), Twin Plunges / Natatorium (Ashland Food Co-op), Haskin's Garage (4<sup>th</sup> St.), and the Old Ashland Cemetery (East Main). We will be posting a "Request for Qualifications" notice early in 2019, seeking professional artists, graphic artists, and/or fabricators to design and produce a bronze plaque (approximately 20" – 24") for each spoke site. In this initial phase, the award for all 5 plaques would go to a single artist/studio in an effort to establish cohesiveness in the designs (subsequent phases may be done differently). While the 5 markers for Phase One will be Bronze Plaques (most likely set in the sidewalk), subsequent phases could include (but are not limited to) markers in the form of benches, bike racks, and plaques mounted on the buildings owned by willing participants in the MAP Project.

## Phase Two:

The MAP Team is considering the optimal location for the Hub Sculpture within the Railroad District. This site-specific sculpture should be railroad-centric near 4<sup>th</sup> and A St., referencing the former depot location, roundhouse, and the S&P Yards. While 4<sup>th</sup> & A St. yields little or no public space, the MAP Team would like to explore the possibilities with the Parks & Recreation Department of locating the Hub Sculpture somewhere within Railroad Park. The small, grassy, bordered area at the bottom of 7<sup>th</sup> St. has been suggested as a natural location where this sculpture could enhance the visual beauty of Railroad Park, as well as providing the historical connection this project seeks to establish.



## Phase Three:

Yet to be determined ... continue the spoke sites in the Railroad district or begin representing another historical district into the project.

CITY OF ASHLAND  
PARKS AND RECREATION COMMISSION  
ADOPTED POLICY

**ART POLICY**

**PLACEMENT OF PUBLIC ART ON DEDICATED PARK LAND**

Public Art Policy Mission Statement

The placement of public art in the Ashland Parks and Recreation system should enrich and enhance the enjoyment of the park experience.

Public Art Definition

The term 'public art' refers to artwork of either a temporary or permanent manner that is placed in an outdoor setting on dedicated park property.

Guidelines

The following guidelines reflect the values and goals used to select artwork to be placed on dedicated park land.

- The artwork enhances the identity of the parks and recreation system or the city
- The artwork contributes to the visual character of the parks and recreation system or the city
- The artwork expresses the history, culture, or goals of the Parks or the city
- The artwork is educational to the public
- The artwork promotes a sense of identity with the place in which it is located
- Long-term maintenance of the artwork is low or moderate

Advisory Panel

Upon the City Council's establishment of a formal advisory panel on the arts, all significant art work/art projects proposed for public park land will be reviewed by the panel, utilizing the above guidelines. The panel's responsibility will be to recommend to the Parks Commission whether or not the proposed art work is appropriate for placement on public park land.

Approval of Artwork Placement in the Ashland Parks and Recreation System

The placement of public art must be approved by the Commission. In addition, public art that is placed within the Parks and Recreation system will be subject to an agreement that will include such items as:

- Duties and responsibilities of the Commission to maintain the artwork
- Duties and responsibilities for the removal of the artwork

Approved: August 26, 2002 by motion

# PARKS POLICY FOR SIGNS, PLAQUES, AND MEMORIALS

## **Introduction:**

Many individuals and groups have contributed resources and time to Ashland's parks. The Parks Commission appreciates and encourages such contributions and strongly urges those wishing to commemorate persons, groups, or events to consider making a contribution without requiring a physical memorial. A guiding principle is for the park itself to be the showpiece or center of activity, rather than a site containing memorials.

This statement of policy and guidelines is designed to:

1. Provide specific criteria for design and placement of memorials and signs.
2. Establish a clear and consistent process for application, review, approval, and implementation of all proposals.
3. Define ongoing maintenance responsibilities of the donor and of the Parks Department.

## **II. Policy:**

It is the policy of the Ashland Parks and Recreation Commission to consider installing signs or memorials on the property managed by the commission under one or more of the following circumstances:

- A. When the feature will enhance the park and be in character with the purpose for which the park was created.
- B. When the person or group memorialized has contributed significantly to the mission of Ashland Parks and Recreation.
- C. When the memorial has a sense of timelessness; that is, it will be meaningful to both current and future generations of parks patrons.
- D. When a donation is made that constitutes the major portion of resources necessary to acquire a park site identified on the current Parks, Trails, and Open Space Plan.

**Note:** *Complying with some or all of the above policy elements does not automatically secure approval.*

### **III. Criteria and Rationale**

- A.** Ashland's parks are established to provide playgrounds, areas for organized active recreation, trails, open space, aesthetic benefits, and environmental protection and enhancement. Signs and memorials will be in character with and not detract from the purpose of the park or facility.
- B.** There must be justification for the existence and location of all memorials.
- C.** The preferred location for a memorial is inside or immediately adjacent to a structure such as a building or parking area or entrance to a structure or trail. Development of a trail, renovation of a feature or structure, or restoration of a natural area may be acknowledged by a sign or plaque within its access or parking area or within or on an existing structure.
- D.** Memorials or signs placed outdoors should be part of a landscape design plan and carefully incorporated so as to be part of the fabric of the site, rather than a feature of the site.
- E.** Memorials to individuals may be incorporated into benches, artwork, walkways or other structures. A commemorative bench or table may be considered for a particular site if the park plan designates the need.
- F.** Interpretive signs or memorials related to community history or natural history may be placed in accordance with the park plan.
- G.** A conservative approach will be taken regarding requests for signs and memorials in Lithia Park in order to preserve its natural and historic character.

### **IV. Memorials that may be considered:**

#### **A. Historic Events**

Events significant to the park's formation or development or in the development to the region of town in which the park is located.

#### **B. Persons or Groups**

Persons or groups who were influential in understanding, developing, or preserving the park or region of town. Persons must be deceased a minimum of one year before applications for memorial items will be accepted. Exceptions will be made for donations of items from current needs list.

### C. Structures

Commemorating the roles of individuals, such as designers, government agencies, and others in the development and construction of new structures located in the park.

### D. Endowment Fund

Donations can be made to the Ashland Parks Foundation's memorial endowment fund for signs, plaques, and memorials, or for the future maintenance of Lithia Park.

## V. Monument Types:

- **Plaques:** Made of permanent materials such as bronze, other metals, or stone. May be mounted in walls, in paving, or on cast concrete. Plaques will be attached to the donated item. Standard plaques will be 1x4 inch aluminum with Times Roman text, font size 14. **Words will be limited to six, with no dates listed.**
- **Other Memorials:** These include all that are three dimensional, such as statuary, structures, benches, fountains, and other items not included above.

## VI. Application Process

### A. Parties involved:

1. Donor: Individual or group proposing a memorial or sign.
2. A memorial review subcommittee was formed to review proposals and make recommendations regarding memorials and signs. The subcommittee is comprised of a minimum of two members of the Ashland Parks and Recreation Commission and may include other appropriate persons.

Duties: Review proposals in accordance with standards described herein and make recommendations to the full commission.

3. Parks Commission approves or denies the request.

### B. Process:

1. After reviewing this policy statement, the donor submits the preliminary proposal in writing to Ashland Parks and Recreation, 340 South Pioneer Street, Ashland, OR 97520. The proposal indicates who or what is being commemorated, the type of memorial desired, the preferred location, and justification for the request.

2. The subcommittee requests detailed drawings from the donor showing full-scale design, wording, typeface, materials, and location. The subcommittee forwards its recommendation to the Ashland Parks and Recreation Commission.

**If the recommendation is favorable:** The commission reviews the drawings and makes a final approval, with any conditions noted.

**If approved:** The subcommittee reviews the request and/or approves associated wording.

**VII. Installation**

Upon final approval of the memorial proposal, it becomes the donor's responsibility to coordinate and finance the fabrication, delivery, and installation of the plaque or memorial with Parks Department staff. Any changes must be approved by the commission prior to installation of the memorial. The Park Superintendent inspects the memorial before and after installation to ensure that all the conditions of approval have been met.

**VIII. Removal or Replacement**

Ashland Parks and Recreation reserves the right to move, remove, or replace any sign or memorial within any property under its jurisdiction if the memorial does not comply with the above policy and guidelines, if it interferes with the development of a park for its intended purpose, or for any other reason it identifies.

If the memorial becomes damaged beyond repair, an attempt will be made to contact the donor to repair or replace the item, or it may be removed.

**IX. Date of Effect of these Guidelines**

The guidelines become effective upon adoption by the Ashland Parks and Recreation Commission.

**2013 Amendment Recommendations from Subcommittee:**

- To recover all costs associated with shipping, installation and maintenance, raise prices: from \$300 to \$600 for standard bench and from \$1,200 to \$2,000 for metal-framed bench. **Status: Implemented.**
- For ongoing requests, created a "Sponsor-a-bench" form outlining rules and fees. **Status: Not yet implemented.**
- Implement a 10-year time limit on memorial items in parks. **Status: Not yet implemented.**

- For donations above \$5,000, authorize staff to approve a 3x4 plaque with as many words listed as space allows, Times New Roman font, size 14. **Status: Implemented.**

## Proposal for Japanese Lantern Memorial\* - 4/29/18

Goal: commission, oversee and dedicate a *Tōrō* or stone lantern in the Lithia Park Japanese garden.

Exact location and general design to be subject to Ashland Parks & Recreation approval.

Artistic design and creation the lantern to be done by Wataru Sugiyama, long-time local artist, SOU graduate. There are several traditional forms for the Japanese lantern, made both of stone and bronze. Generally the lanterns are place along paths, next to water and near buildings.



Sonnenberg Gardens, NY

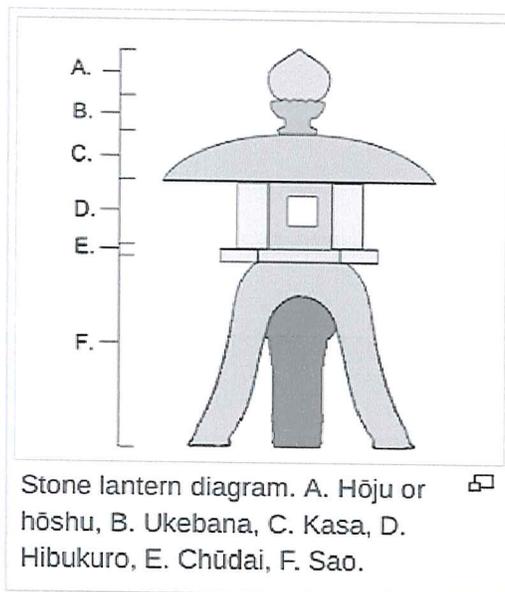


Chiyemi

Design to be traditional. Japanese lanterns are an element of Japanese gardens along with bridges, paths, trees & plants, water, stone basins, tea houses, etc.



Kasuga Temple\*\*, Nara Japan



Yukimi-doro



Kasuga-doro

The proposed lantern would be appropriate for any Japanese garden, anywhere.

\*\* (春日大社 *Kasuga-taisha* - UNESCO World Heritage Site)

If the redesign and refashioning of the Japanese garden in Lithia Park takes place after the lantern is completed, it could be moved and repositioned in the redesigned garden.

**Stone lanterns** [\[ edit \]](#)



*Tachi-dōrō* of the *kasuga-dōrō* type

A *kirishitan-dōrō*

*Ikekomi-dōrō* of the *Kirishitan-dōrō* type

An *oki-dōrō*

**Bronze lanterns** [\[ edit \]](#)



Bronze lantern at [Hōryū-ji](#)

Bronze lantern at Tōdai-ji (National Treasure)

Bronze lantern at [Nikkō Tōshō-gū](#)

Bronze lantern at [Itsukushima Shrine](#)

**Yukimi-dōrō variants** [\[ edit \]](#)



Four-legged *yukimi-dōrō*

Three legged *yukimi-dōrō*. One leg rests on ground, two in water.

Two-legged *yukimi-dōrō*

One-legged *yukimi-dōrō*



\*Chiyemi Katsuyoshi Doyle lived in Ashland for 28 years, married 48 years, worked at SOU in International Programs. Born in Tule Lake Japanese Internment camp June 19, 1945, she passed March 6, 2018 at University of California San Francisco Medical Center. Contact info: Terry Doyle - 462 Allison St. - 541-890-2924

# ASHLAND PARKS & RECREATION COMMISSION

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COMMISSIONERS:

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Jim Lewis  
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## PARKS COMMISSIONER STAFF REPORT

**TO:** Ashland Parks and Recreation Commissioners

**FROM:** Rachel Dials, Recreation Superintendent

**DATE:** 2-6-19

**SUBJECT:** Calle Guanajuato Commercial Use Policy Changes-Discussion

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The current Calle Guanajuato Commercial Use Policy was approved by the Commission in December of 2016. The current policy allows for restaurants along the Calle Guanajuato with adjacent (ground floor) access to the Calle to apply for a permit for restaurant seating. The Lithia Artisans Market also obtains a permit for concession spaces on Saturdays and Sundays.

The season historically has operated from mid-March through mid-November.

Within the past year, discussions have ensued with the owner of 17 Calle Guanajuato Way, Allan Sandler who's building is identified for a restaurant permit on the Calle.

Mr. Sandler has requested that the policy include language to ensure that any restaurant with singular access to be allowed first right of refusal for the same space each year.

Also added into the draft policy is language to allow the landlord/owner of the building where a restaurant has closed the ability to pay for and reassign the permit if another restaurant within the same building wants to open within a 3-month period during the season of operation.

The City Attorney has reviewed and approved the draft language for the policy. Staff is seeking a brief discussion and direction from the Commission.



**Ashland Parks and  
Recreation Commission**  
**COMMISSION POLICY**

<b>TITLE</b> CALLE GUANAJUATO CONDITIONAL COMMERCIAL USE POLICY	<b>PAGE 1 of 8</b>	<b>POLICY No.</b> 101
<b>EFFECTIVE DATE</b> May 1990	<b>REVISED DATE</b> December <u>17</u> , 2016	

**APPROVED BY COMMISSIONER ACTION**

*December 19, 2016; Agenda Item: VI.(a.) Calle Guanajuato Amended Policy Approval*

The Charter of the City of Ashland, **Article XIX – “Park Commission,”** gives the Ashland Parks and Recreation Commissioners the “*power to formulate and adopt rules and regulations for their government.*” This authority allows Commissioners to adopt rules and policies through a public process in order to provide organization, aide in decision making and to provide consistent regulation for park and facility uses in order to achieve the goals of the Ashland Parks and Recreation Commission (“APRC”) and protect people, the environment and assets and to ensure fair and equal use of parks by all users.

**PURPOSE**

The Calle Guanajuato is an asset of the APRC that provides, among other public benefits, space for restaurant seating and concessions adjacent to Ashland Creek and within proximity to local restaurants, Ashland Shakespeare Festival, Downtown Ashland and Lithia Park. Permitted commercial activity on the Calle Guanajuato shall be limited to the uses specifically designated in this policy.

Permits may only be issued for concessions by the Lithia Artisans Market and for adjacent restaurants. Permitted sites on the Calle Guanajuato are restricted by the physical limitation of the space, and the potential that the demand for space may be greater than the space available. The APRC has created the Calle Guanajuato Commercial Use Policy (the “*Policy*”) to regulate the allocation of physical space to qualifying permittees, as described herein. Permits may be awarded on an annual basis as described herein.

**CALLE GUANAJUATO SEATING POLICY OBJECTIVES**

The purpose of the Policy is to assist the APRC in the pursuit of the following equally-important objectives:

- I. To provide a process for the review and approval of applications for concessionaires of the Lithia Artisans Market and restaurateurs of adjacent businesses;

- II. To ensure that adequate access is achieved through the Calle Guanajuato for pedestrians and emergency vehicles;
- III. To attempt to achieve cost recovery for APRC; and,
- IV. Maintain an appealing extension of Lithia Park into downtown

**GENERAL PROVISIONS**

**Application Process**

- I. Any Calle Restaurant or Landlord/Owner desiring a designated site on the Calle Guanajuato must file annually a non-refundable application with APRC staff prior to the stated deadline.
- II. The application process and criteria for submittal shall be as follows:
  - a. Prior to the beginning of the application review process, each applicant seeking a designated site on the Calle must file an application with APRC staff. The application must be submitted prior to the 2<sup>nd</sup> Friday of January of each calendar year, stating the intent of the applicant to:
    - i. Seek a permit for the same designated site as the previous year; and/or,
    - ii. Seek a permit for a designated site location that differs from the applicant's site for the previous year.
- III. The application material shall include the following:
  - a. A clear identification of the requested designated site as delineated in the official boundary map;
  - b. A simple site plan showing how restaurant equipment and/or concession stands will be organized within the boundary of the designated site;
  - c. A statement detailing how each of the specific -approval criteria of the Policy will be met; and,
  - d. An application fee as adopted in the "Fees and Charges Schedule" of APRC.
- IV. Application review requirements:
  - a. Absent a timely-submitted application, APRC will not hold a previously permitted site and seniority shall be forfeited for that site.
  - b. Notwithstanding the Cancellation section of this ordinance, no late applications will

be accepted.

- c. Incomplete applications, or those that do not substantially meet the criteria, will be returned to the applicant without processing.
- d. Permit approvals for each season will be issued no later than February 28<sup>th</sup> of each year.
- e. The official boundary map of the Calle Guanajuato will delineate the designated site for all concession and restaurant space.
- ~~f.~~ A permit for a restaurant or concession shall be nontransferable between restaurateurs and shall be valid exclusively for one season in a single calendar year. A Landlord/Owner may take over the already issued license if another restaurant will be occupying the space within a 3-month period (during the season). The Landlord/Owner must also pay any outstanding fees for the designated site.

~~g-f.~~ No qualifying Calle Restaurant may hold or be issued more than one permit.

#### **CONDITIONAL USE REVIEW CRITERIA**

In considering applications, staff shall review the applicant's compliance with applicable City ordinances and regulations as well as the following criteria:

- I. Restaurant proximity shall constitute a major determining factor for a designated site on the Calle Guanajuato. Applicants that meet the adjacency standard for a designated site shall have preference during review over those who do not.
- II. When two or more applicants make requests for the same site or overlapping designated sites, restaurant seniority, as defined in the definitions of this policy, shall take precedence in determining which applicant receives priority consideration.
- III. Designated sites shall be used for their permitted use only (either restaurant or concession space). In the event that a site designated for restaurant use remains unused after permit issuance, the site may be made available to the Lithia Artisans Market.
- IV. The applicant must be in good standing with APRC and the City, with no active enforcement actions.
- ~~V.~~ The applicant must demonstrate through a simple site plan that they have the ability to carry out the requested operations without violating the public walkway or open space through the Calle Guanajuato.
- ~~VI.~~ A Calle restaurant and/or Landlord/Owner with singular access onto the Calle Guanajuato will have the first right of refusal for any restaurant seating as long as it does not interfere with the already established concessionaire areas.

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~~V~~.VII.

~~V~~.VIII. **Accessory Regulations:**

- a. **FIRE AND LIFE SAFETY.** Concessionaire shall comply with any and all fire and life safety guidelines, recommendations and requirements issued by the City of Ashland Fire Marshal, including, but not limited to the following:
  - i. Maintain all required fire and emergency access areas;
  - ii. Ensure that permitted restaurant equipment does not encroach upon or obstruct public walkways or open space areas while maintaining a clear eight (8) foot pathway for emergency vehicles as approved by the City of Ashland Fire Marshal;
  - iii. Maintain a clear, unobstructed space around any fire hydrant as required for fire safety;
  - iv. Have available and maintain such fire extinguishers as determined by the Fire Marshal;
  - v. Strict adherence to the APRC prohibition on smoking. Smoking is not permitted on the Calle Guanajuato under any circumstances; and
  - vi. No use of any bottled gas, electrical devices, or hazardous materials or hazardous substances without prior approval by the Ashland Fire Marshal. [For purposes of this License "Hazardous Substance" or "Hazardous Material" means -any hazardous, toxic, infectious, or radioactive substance, waste, or material as defined or listed by any local, state or federal environmental law.]

**PERMIT/CONTRACT AWARD PROCESS**

- I. A permittee who meets all of the approval criteria for a conditional commercial use permit will be required to enter into a contract with APRC for the use of the permitted site and will be required to provide the information required for the execution of the contract, as provided by APRC staff:
- II. Contract will be awarded by the Commissioners by the 28<sup>th</sup> of February each year.

**RESTAURANT AND CONCESSION FEE SCHEDULE**

- I. The Commissioners shall review and may adjust the seasonal square foot rental rate on the Calle prior to February 28<sup>th</sup> each year.
- II. Payment for approved permits must be made in full by the second Friday of May each season, unless otherwise stated by the Commissioners during fee schedule and operating season review.

- a. If fees are not received as described above, the permit shall be revoked.

**OPERATING SEASON**

Due to various considerations, the season of operation for the Calle Guanajuato may vary from year to year. If the Commissioners do not approve a particular period of operation prior to February 28<sup>th</sup>, the default season of operation shall be from Memorial Day to Labor Day.

**RESTAURANT CANCELLATION/REVOCAION.**

- I. A permit issued for restaurant use may be canceled at the request of the restaurant owner. In such a case, if the season has not begun, the site permit fee will be refunded if already paid. If the season has already begun, the fee will be pro-rated for the time used.
- II. Should a restaurant abandon, or cancel, a permitted site, the site shall become available immediately, and a time frame for new applications will be delineated by APRC staff. The designated site shall then be awarded consistent with the criteria of the competitive process under Application Review contained in the Policy.
- III. APRC reserves the right to revoke any restaurant's permit for a designated site at any time if that individual restaurant does not conform to applicable law, including but not limited to the rules and regulations established by the Ashland Parks and Recreation Commission, the City of Ashland, Jackson County Health Department and the Oregon Liquor Control Commission.
  - a. If an application is revoked prior to the start of the season, permit fees shall be refunded.

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**SITE SHARING**

- I. Restaurant applicants who receive a permit for a designated site have the ability to share their space with another restaurant that meets the criteria of this policy.
- II. A restaurateur who shares space may do so without forfeiting seniority.
- III. Site location sharing may take place at any point during the year; however, only one applicant may hold a permit for a particular designated site and that applicant shall be sole beneficiary of any seniority for the season.
- IV. Applicants must note on their applications if they are planning to share the site with another restaurateur.
  - a. Applicant or permittee shall not sub-lease a designated site without APRC staff approval.

**DEFINITIONS**

- I. **Adjacency:** is contiguous ground floor access onto the Calle Guanajuato from a Calle restaurant with direct access the Calle Guanajuato.
- II. **Applicant:** a person or entity seeking license from APRC for a concession or restaurant permit.
- III. **Boundary Map:** is the most current map that delineates areas for both restaurant seating and concession operations.
- IV. **Business License:** a certificate issued by the city authorizing the holder to conduct specified business activity within the City of Ashland.
- V. **Calle Guanajuato:** the improved surface area directly behind the plaza businesses and adjacent to Ashland Creek being bounded by the flood wall on the west side, the back of the Calle businesses to the east, Winburn Way to the south and North Main Street to the north.
- VI. **Calle Restaurant:** a restaurant business operated all, or in part, out of a building abutting the Calle Guanajuato.
- VII. **Concession:** any licensed retail sales operation on the Calle Guanajuato conducting sales using a temporary table, stand, cart, or similar equipment.

~~VIII.~~ **Concessionaire:** a licensed retail operation on the Calle Guanajuato.

~~IX.~~ **Designated Site:** is the useable space or area on Calle Guanajuato which has been allocated for individual concession or restaurant use by the Ashland Parks and Recreation Commission.

~~XIII.~~

~~X.~~ **Employee:** all persons, including proprietors, working on the premises of a Calle business.

~~XI-XI.~~ **Landlord/Owner:** a person who rents a building to a tenant on the Calle Guanajuato.

~~XII-XII.~~ **Owner of Record:** the person, or entity, in which legal or equitable title rests for private properties directly adjacent to the Calle Guanajuato.

~~XI-XIII.~~ **Public Walkway:** the 8 foot meandering brick walkway through the Calle Guanajuato.

~~XII-XIV.~~ **Restaurant Equipment:** includes but is not limited to any materials, merchandise, tools, carts, tables, chairs, podiums, or other items owned by, in possession of or associated with a restaurant.

~~XIII-XV.~~ **Restaurant:** a commercial establishment where food and beverages are prepared,

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served, and consumed primarily within a principal building which abuts the Calle Guanajuato.

~~XIV-XVI.~~ **Restaurateur:** a licensed restaurant operation on the Calle Guanajuato.

~~XV-XVII.~~ **Season:** is the term of use for concession and restaurant operation at the Calle-Guanajuato each year. Exact operating dates for each season will approved annually during the review period of permits.

~~XVIII.~~ **Restaurant Seniority:** shall be established for application review when a restaurateur and/or Landlord/Owner has been granted a permit to a specific designated site for the calendar year immediately before the current calendar year. Seniority shall be forfeited when occupancy of the site has been abandoned by the applicant or Landlord/Owner for any reason for at least one complete season or any part thereof any period of more than 3 months. For a restaurant with singular access onto the Calle, first right of refusal for any restaurant seating will apply as long as it does not interfere with an already established concession area.

~~XIX.~~ **Singular Access:** Calle Restaurant has no access from the plaza side. Primary access is on the Calle Guanajuato side. Address may also reflect a Calle Guanajuato street address.

~~XVI.~~

~~Designated Site: is the useable space or area on Calle Guanajuato which has been allocated for individual concession or restaurant use by the Ashland Parks and Recreation Commission.~~

~~XVII.~~

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Approved: \_\_\_\_\_ Date: \_\_\_\_\_  
Mike Gardiner, APRC Chair

Approved, as to form: \_\_\_\_\_ Date: \_\_\_\_\_  
Dave Lohman, City Attorney

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<b>TITLE : CALLE GUANAJUATO COMMERCIAL USE POLICY</b>	<b>Page 8 of 8</b>	<b>POLICY No. 101</b>
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