

AUTHORIZATION TO ENTER INTO LICENSE AGREEMENT
TO MAINTAIN TABLES AND CHAIRS ON A
PORTION OF THE CITY'S RIGHT-OF-WAY WITH
PHO HONG RESTAURANT

In the year Two Thousand Ten.....

Resolved by the City Council of the City of Burlington, as follows:

That WHEREAS, PHO HONG RESTAURANT of Burlington, Vermont (hereinafter PHO HONG) is an establishment doing business in a commercial building located at 325 No. Winooski Ave. in the City of Burlington, Vermont; and

WHEREAS, PHO HONG desires to place 2 tables and 6 chairs in the public right-of-way in front of its establishment at 325 No. Winooski Ave.; and

WHEREAS, PHO HONG wishes to enter into a License Agreement with the City for such tables and chairs; and

WHEREAS, the placement of the respective tables and chairs has been reviewed and approved by the Department of Public Works with conditions to address public safety concerns; and

WHEREAS, the Charter of the City of Burlington, Sec. 48XLIX and the Code of Ordinances Sec. 27-32 require authorization by the City Council for such use of a public thoroughfare for periods in excess of thirty (30) days;

NOW, THEREFORE, BE IT RESOLVED that this City Council hereby authorizes PHO HONG to place 2 tables and 6 chairs on a portion of the public right-of-way adjacent to its establishment on No. Winooski Ave. as indicated in and pursuant to its License Agreement for a period in excess of thirty (30) days upon entering into the License Agreement in substantially the

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form attached hereto; and

BE IT FURTHER RESOLVED that Mayor Bob Kiss be and hereby is authorized to execute a License Agreement, in substantially the form attached, on behalf of the City of Burlington for a term commencing on the date of execution of the License Agreement and terminating on April 30, 2011.

lb/naf/c: Resolutions 2010/License Agree for Encumbrance – PHO HONG, 325 No. Winooski Ave. (Tables & Chairs) 2010
5/7/10