

RESOLUTION NO. 26-3938

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF LAKE HAVASU CITY, MOHAVE COUNTY, ARIZONA, ESTABLISHING THE DOWNTOWN ASSOCIATION PILOT PUBLIC SIDEWALK DINING AND BEVERAGE SERVICE PROGRAM

RECITALS, the City was approached by the Downtown Association requesting the City to establish a program to allow the temporary extension of businesses in the downtown onto the public sidewalk for dining and beverage services, specifically to allow the service of alcoholic beverages on City-owned property. The City agrees to implement as a pilot program the measures outlined in this Resolution.

IT IS RESOLVED that the Mayor and City Council of Lake Havasu City, Arizona, establish the Downtown Association Pilot Public Sidewalk Dining and Beverage Service Program ("Pilot Program") as follows:

1. Pilot Program: The Pilot Program will commence on September 1, 2026, and continue for one year. The Program will terminate at the end of the year, unless any portion of the Program is otherwise authorized to continue. The Pilot Program area includes McCulloch Boulevard from Acoma Boulevard to Smoketree Avenue. The Pilot Program will conform with requirements of City Code § 14.03.03(E)(4) with the following additional requirements:
 - a. Pilot Program areas shall only operate within the time frames approved by the City through the permitting process. No operations shall occur past 10:00 PM on Sunday through Thursday and 11:00 PM on Friday, Saturday, and holidays unless approved otherwise through a special event permit.
 - b. Pilot Program areas shall not block building entrances, fire hydrants, transit stops, crosswalks, utility access, accessible ramps or routes, or storm drainage features.
 - c. Temporary barriers must be installed around Pilot Program areas. The temporary barriers must be installed when a Pilot Program area is in use and secured during operations, removed at closing, designed to allow emergency access and City maintenance, allow visibility into and out of the seating area and be freestanding.
 - d. Temporary barriers must be a minimum of 48 inches and be visually attractive and consistent with City design standards, constructed with durable, high-quality materials. Temporary barriers shall not be chain-link, temporary construction fencing, exposed plastic barricades, or advertising-heavy designs. Acceptable temporary barriers include planters, decorative metal panels, wood finishes, or approved modular systems.
 - e. The service of alcoholic beverages within a Pilot Program area is permitted only if authorized under an applicable liquor licensing requirements, outdoor area remains within the approved licensed premises, controlled entry/exit is maintained where required, and no service occurs beyond the approved Pilot Program hours.
 - f. Pilot Program permittees are responsible within the Pilot Program area for daily setup and removal of all items, trash removal, cleaning, damage repair, and maintaining safe conditions.

- g. The City may immediately revoke a Pilot Program permit for any violation and the Pilot Program permittee must immediately cease operation and clear the Pilot Program area.
- h. Pilot Program participants must provide proof of insurance meeting the limits required by the City naming the City as an additional insured and agree to indemnify the City.

2. Enforcement: The Pilot Program will be enforced by the Development Services Department with assistance from the Police Department when necessary.

PASSED AND ADOPTED by the City Council of Lake Havasu City, Arizona, on _____, 2026.

APPROVED:

Cal Sheehy, Mayor

ATTEST:

Kelly Williams, City Clerk

APPROVED AS TO FORM:

Kelly Garry, City Attorney

REVIEWED BY:

Jess Knudson, City Manager