

### **904.01 Purpose and scope of chapter.**

The purpose of this chapter is to provide for the regulation of privately owned amenities to, or the limited use and occupation of sidewalk or other real property within the public right-of-way in the city and to set forth the policies of the city related thereto. It shall be the policy of the city to maximize the available space for pedestrian movement within the sidewalk and other similar public rights-of-way, including within the area surrounding and adjacent to curb ramps or wheelchair ramps, which shall be free from obstruction by bicycles, shared mobility devices and other similar vehicles or devices. The Director may promulgate reasonable rules and regulations, which may include the regulation of mobility devices as defined under Section 2101.186, shared mobility device vendors as defined under Section 2101.59, and low-speed micromobility devices as defined under Ohio Revised Code Section 4511.01(WWW), to carry out the policies of the city. Such rules shall be consistent with this chapter. Nothing in this chapter shall relieve the applicant from the responsibility to obtain those additional permits required by Columbus City Codes, Chapters 902, 903, 905, and 910 or any other Columbus City Code Chapters that might be relative to the installation proposed by the applicant.

### **904.04 Criteria for granting or renewing a lease or executing an agreement.**

- A. The city shall grant or renew a lease for the use of public sidewalk or shared-use path or other real property within the public right-of-way upon determination that:
1. The public health, safety or welfare will not be negatively impacted upon the granting or renewal of such a lease;
  2. The granting or renewal of the lease will be consistent with the policy of the city as set forth in Section 904.01 and any rules or regulations promulgated by the Director pursuant to Section 904.01 or 904.02(C);
  3. The applicant is not delinquent on any taxes or other obligations to the city or county; and
  4. For any proposed location within the boundaries of the downtown zoning district, as established in Columbus City Code Chapter 3359.03, or within the boundaries of any architectural review commission, as provided for in Title 31 of the Columbus City Codes, or for any location falling under the review authority of the historic resources commission, as established in Chapter 3117, or any location within the boundaries of any recognized area commission established in Chapter 3111 of Columbus City Codes, the applicant has received a certificate of appropriateness from the appropriate commission or commission staff.
- B. An agreement allowing the installation of banners and/or flags shall be granted upon determination that:
1. The public health, safety or welfare will not be negatively impacted upon the execution of such an agreement;
  2. The execution of an agreement will be consistent with the policy of the city as set forth in Section 904.01;
  3. The applicant is not delinquent on any taxes or other obligations to the city or county;
  4. The applicant has followed and conformed to the rules and regulations established by the Greater Columbus Convention and Visitor's Bureau or their successor for the installation of banners and/or flags for any proposed location within that area bounded on the south by Interstate Route 70, the east by Interstate 71, the north by Goodale Boulevard and the west by Grubb Street, and known as the downtown banner/flag program area;

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5. The applicant has followed and conformed to the rules and regulations established by the Columbus Neighborhood Design Assistance Center or their successor for the installation of banners and/or flags for any proposed location within the boundaries of an officially recognized neighborhood commercial revitalization area; and
  6. The applicant has followed and conformed to the rules and regulations established pursuant to Section 904.02 of this chapter for the installation of banners and/or flags for any proposed location not within the boundaries of the downtown banner/flag program or an officially recognized neighborhood commercial revitalization area.