Municipality	Sidewalk Dining?	Merchandise?	Other Encroachments? (planters, chairs, etc.)	Liability Insurance	Sidewalk Dining Clearance / Dimensional Requirements	Merchandise Clearance / Dimensional Requirements	Notes
Brevard (current)	Yes, annual permit of $100	No permit required	Yes, one-time permit $100	$2,000,000 - sidewalk dining and other obstructions None - Merchandise	- Minimum **5 feet unobstructed pedestrian space** - Minimum **6 feet from any travel lane**	- Minimum **5 feet unobstructed pedestrian space** - Can be placed adjacent to building or in brick area - On sidewalks 12+ ft wide, only 36 inches from building - On sidewalks 7+ ft wide, only 24 inches from building - Not permitted on sidewalks less than 7 ft wide	- Holiday decorations are exempt
Brevard (Staff proposal)	Yes, one-time permit of $100	Yes, one-time permit for a space $100	Yes, one-time permit for a space $100	$2,000,000	- Minimum **5 feet unobstructed pedestrian space** - Minimum **6 feet from any travel lane** - Can be placed adjacent to building - On sidewalks 12+ ft wide, only 36 in from building - On sidewalks 7+ ft wide, only 24 in from building - Not permitted on sidewalks less than 7 ft wide	- Minimum **5 feet unobstructed pedestrian space** - Can be placed adjacent to building - On sidewalks 12+ ft wide, only 36 in from building - On sidewalks 7+ ft wide, only 24 In from building - Not permitted on sidewalks less than 7 ft wide	
Asheville	Yes, annual permit of $7 / square foot	Yes, annual permit	Unclear / Not Permitted	$1,000,000	- Minimum **6 feet unobstructed pedestrian space** - May be located adjacent to the building or curb - If abuts the curb, **additional 18 inch buffer** is required - When seating abuts the pedestrian way, **additional 18 inch buffer** is required to allow for movement of chairs without obstructing the pedestrian way.	- Minimum **6 feet unobstructed pedestrian space** - Can only be placed next to the building	- Sidewalk dining is required to have "Outdoor Dining Area" signage - Sidewalk dining and merchandise are only permitted in commercial districts
Hendersonville	Yes, annual permit of $0.50 / square foot	Yes, unclear if permit is required	Yes, unclear if permit is required	$500,000 - sidewalk dining	- Minimum **5 feet unobstructed pedestrian space**	- Minimum **5 feet unobstructed pedestrian space** - May only extend **36 inches into the sidewalk**	- All sidewalk dining must have barricades - Guide includes a note that "if two people walking side by side have to go single file, or a wheel chair cannot pass through without maneuvering, your sidewalk is not accessible and adjustments need to be made to be in compliance"
Sylva	Yes, part of development permit	No	Unclear / Not Permitted	N/A	- Minimum **5 feet unobstructed pedestrian space**	N/A	- Sidewalk dining is treated as a use standard - Outdoor merchandise is permitted but must be at least 5 feet from the public sidewalk
Waynesville	Yes, annual permit	Yes, annual permit	Yes, annual permit	Required but amount not specified	- Minimum **7 feet pedestrian space** - Must be at least **1 foot from the curb** - Only on sidewalks 10 feet or greater or part of a special events permit	- Minimum **7 feet pedestrian space** - Must be at least **1 foot from the curb** - Only on sidewalks 10 feet or greater or part of a special events permit	- All sidewalk dining must have barricades
Lenoir	Yes, annual permit	No	Unclear / Not Permitted	$1,000,000	- Minimum **5 feet unobstructed pedestrian space**	N/A	- All sidewalk dining must have barricade - All objects (including tables and chairs, excluding planters) must be moved inside when closed
Charlotte	Yes, annual permit of $950	No	Unclear / Not Permitted	$1,000,000	- Minimum **6 feet unobstructed paved space** in CBD - Minimum **5 feet unobstructed paved space** in all other zoning districts - Not within 10 feet of any driveway or alley - Not within 15 feet of a fire hydrant or standpipe - Not within 10 feet of crosswalk or intersection	N/A	- All sidewalk dining must have barricades

Municipality	Sidewalk Dining?	Merchandise?	Other Encroachments? (planters, chairs, etc.)	Liability Insurance	Sidewalk Dining Clearance / Dimensional Requirements	Merchandise Clearance / Dimensional Requirements	Notes
Durham	Yes, annual permit of $260	No	Unclear / Not Permitted	$1,000,000	- Minimum **6 feet unobstructed pedestrian space** - Minimum **4 feet unobstructed space** from the entrance of any establishment - May be located adjacent to the building or curb - If adjacent to curb, **minimum 2 feet of clearance** between seating area and the curb (3 feet clearance adjacent to on-street parking)	N/A	- "Seating cannot block access to public amenities, such as bicycle racks, street furniture, trash receptacles, dumpster and wayfinding or directional signs" - Only permitted in the Downtown Design and Compact Design zoning districts
Wake Forest	Yes, annual permit of $150	Yes, annual permit of $25	Yes	$1,000,000 - general encroachment $3,000,000 - sidewalk dining	Unclear - refers to ADA, NC Building Code, Manual of Uniform Traffic Control Devices, and the City of Raleigh Public Utilities Department	Unclear - refers to ADA, NC Building Code, Manual of Uniform Traffic Control Devices, and the City of Raleigh Public Utilities Department	
Raleigh	Yes, annual permit of $352 ("Outdoor Seating")	Yes, annual permit	Yes, one time permit	$1,000,000 - bodily injuries / death $500,000 - property damage	- Minimum **5 feet unobstructed straight pedestrian corridor** - Can be measured around obstructions (fire hydrants, poles, etc.) if they are less than 1 foot in diameter - Minimum **2 feet of clearance next to the curb for seating** - Minimum **7 feet unobstructed straight pedestrian corridor** in Fayetteville Street District (with wider sidewalks and enhanced streetscape elements)	- Minimum **5 feet unobstructed straight pedestrian corridor** - Can be measured around obstructions (fire hydrants, poles, etc.) if they are less than 1 foot in diameter - Minimum **2 feet of clearance next to the curb for seating** - Minimum **7 feet unobstructed straight pedestrian corridor** in Fayetteville Street District (with wider sidewalks and enhanced streetscape elements)	Outdoor seating of any kind (whether it be attached to a restaurant or not) must comply with the same standards (see "Outdoor Seating Guide")
Black Mountain	No	No	No	N/A	N/A	N/A	Outdoor dining is allowed to encroach up to 5 feet into the required front setback, but it must be separated from the right-of-way by landscaping or vertical barrier.
North Wilkesboro	No	No	No	N/A	N/A	N/A	"It shall be unlawful for any person to place anything on any public street, sidewalk or public place, or in any gutter, which will **impede travel or traffic or annoy pedestrians**. This prohibition shall be applicable generally and is not limited to the use of sidewalks by merchants for the display of merchandise or storage of materials, nor to the erection in streets and upon sidewalks of booths or stands...."