

**Subject:** Sidewalk cafes ordinance, Chapter 30 amendment  
**Reviewed By:** City Manager: Dana L. Muscott; Deputy City Manager: Tony Reyes; Debbie Kiesel; Community Development Director.  
**Prepared By:** Terry Moulthane, Neighborhood Services Manager

**PERTINENT FACTS:**

The Covid 19 pandemic has affected all restaurant and bar establishments with restrictions on indoor seating. The sidewalk café ordinance permits outdoor seating in the public right of way, which includes the sidewalk and street areas, from April 1 until November 30 for minor and major sidewalk café licenses and from May 15 until November 30 for sidewalk cafes that are placed upon adjacent on-street parking areas. The ability to have extended outdoor seating until November 30 was amended last season from a previous November 1 end date. The extended fall season had benefitted the food business establishments in these public spaces and the proposed amendment would begin the spring season March 10, prior to the annual St. Patrick's Day Parade.

The current date sidewalk cafés can utilize the public sidewalk is April 1 and May 15 for the street areas. Due to the current restrictions being placed for indoor seating, it is being recommended the date to begin the sidewalk café season begin March 10 for the use of both the sidewalk and the street right of way. This additional time is necessary to keep businesses in operation affected by the pandemic.

The highlighted version of the ordinance being considered is shown to indicate two sections where the proposed text changes would be made to change from April 1 to March 10th. These are in Section 30-413(b) and Section 30-417(6). The text bolded is the new language or change and the strike-out mark indicates text that has been removed or revised.

**LEGAL ISSUES:**

None

**TIME SENSITIVITY:**

Impending deadline

**BRIEFLY DESCRIBE THE NATURE OF THE TIME SENSITIVITY:**

Early sidewalk cafe season

**FINANCIAL CONSIDERATIONS:**

None

**RECOMMENDED ACTION:**

\*City Manager recommending Ordinance amendment to the Code of Ordinances, Chapter 30, Article X, Section 30-413(b) and Section 30-417(6), regarding sidewalk cafes.

RECOMMENDATION: Receive for first reading and refer to next meeting for second reading and possible adoption.

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**ATTACHMENTS:**

1. Proposed HL ARTICLE\_X. SIDEWALKCAFES
2. Proposed Clean ARTICLE\_X. SIDEWALKCAFES

