



City of Emeryville

C A L I F O R N I A

MEMORANDUM

DATE: July 7, 2020

TO: Christine Daniel, City Manager

FROM: Charles S. Bryant, Community Development Director

SUBJECT: **An Ordinance Of The City Council Of The City Of Emeryville Temporarily Waiving Or Modifying Certain Provisions Of The Planning Regulations Related To Outdoor Seating For Restaurants And Bars During The COVID-19 Pandemic; CEQA Determination: Exempt Pursuant to California Public Resources Code Section 21080(b)(4) and State CEQA Guidelines 15269(c) and 15061(b)(3)**

RECOMMENDATION

Staff recommends that the City Council adopt the second reading of the above-referenced ordinance temporarily waiving certain provisions of the Planning Regulations related to outdoor seating for Restaurants and bars during the COVID-19 pandemic.

DISCUSSION

The City Council adopted the first reading of the attached ordinance on June 16, 2020. After hearing a staff presentation and taking public testimony, the Council deliberated and adopted the first reading of the ordinance with the following modifications:

- Subsection F of Section Three, "Fees", was modified to add "and all application and processing fees for Temporary Use Permits for outdoor fitness uses shall be waived."
- All Sections following Section Three were renumbered to correct misnumbering in the original version of the ordinance.

These modifications are incorporated into the attached ordinance. The staff report for the June 16, 2020 City Council meeting, which provides a detailed explanation of the proposed ordinance, is attached for reference (see Attachment 1).

FISCAL IMPACT

There is a sufficient balance in the Business Rebate Programs account (Account 88040) of the Economic Development Fund (Fund 202) to cover the cost of the recommended fee waivers; no appropriation is necessary.

**APPROVED AND FORWARDED TO THE
CITY COUNCIL OF THE CITY OF EMERYVILLE:**



Christine Daniel, City Manager

ATTACHMENTS

- Staff report from June 16, 2020
- Proposed Ordinance