

RESOLUTION NO. _____ (N.C.S.)

**A RESOLUTION ESTABLISHING THE DOWNTOWN OUTDOOR DINING
FORGIVABLE LOAN PROGRAM**

WHEREAS, in August 2007, the City Council approved Ordinance 2475 amending Chapters 2, 3, 21, and 30 of the Salinas City Code regarding encroachments and the consumption of alcohol in the public right-of-way to allow for sidewalk cafés; and

WHEREAS, at the same meeting, Resolution 19298 (N.C.S.) was adopted setting the Sidewalk Café Encroachment Permit application fee at \$300 with an annual renewal inspection fee of \$100; and

WHEREAS, on March 17, 2020, the Salinas City Council approved Resolution No. 21805 declaring the existence of a local emergency resulting from the COVID-19 pandemic; and

WHEREAS, Resolution No. 21805, consistent with Government Code section 8634, vested authority in the Director of Emergency Services (City Manager) to issue and to enforce orders and regulations to mitigate the effects of the local emergency on and as necessary for the protection of life and property during the local emergency; and

WHEREAS, pursuant to that authority the Director of Emergency Services issued order No. 05-2020 related to the deferral of Temporary Use of Land Permit and Encroachment Permit fees for outdoor restaurant operations, and Order No. 06-2020 related to the deferral of Temporary Use of Land Permit and Encroachment Permit fees for outdoor business activities; and

WHEREAS, Resolution No. 21948 approved the continued deferral of fees for Temporary Use of Land Permit and Encroachment Permits for outdoor business activities through June 30, 2021; and

WHEREAS, Resolution No. 22049, authorized the City Manager or his designee to extend outdoor activity permits every six-months and to waive associated permit fees until the region returns to the Yellow tier; and

WHEREAS, effective June 2, 2021, Monterey County moved into the Yellow Tier and the State set June 15, 2021 as the date it intends to move beyond the “Blueprint for a Safer Economy” tier system with all sectors listed in the current Blueprint Activities and Business Tiers Chart being able to return to usual operations; and

WHEREAS, On June 3, 2021, to support public health and economic recovery, Governor Newsom issued a letter to local leaders encouraging the extension of regulatory relief to allows restaurants and bars to maintain expanded outdoor operation through the end of 2021; and

WHEREAS, On December 14, 2021, City Council extended the term and fee waiver of COVID-19 Relief Temporary Outdoor Permits thru December 31, 2022; and

WHEREAS, at the same meeting, City Council requested staff to return to City Council in 2022 to consider establishing a loan or grant program to financially assist businesses to obtain a permanent Sidewalk Café Encroachment Permit in compliance with the City’s permit design standards.

NOW, THEREFORE, BE IT RESOLVED that the Salinas City Council

1. Approves the Downtown Outdoor Dining Forgivable Loan Program (Program), and
2. Appropriates \$150,000 from Capital Improvement Program 9136, Economic Development Element Implementation, to fund the Program.

PASSED AND APPROVED this 21st day of June 2022, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED:

Kimbley Craig, Mayor

ATTEST:

Patricia M. Barajas, City Clerk