

**RESOLUTION NO. \_\_\_\_\_ (N.C.S.)**

**A RESOLUTION ESTABLISHING THE SALINAS CITY CENTER COMMUNITY BENEFIT DISTRICT SIDEWALK CAFÉ INCENTIVE PROGRAM**

**WHEREAS** over the years, local restaurants and other food and beverage businesses have expressed a desire to expand their seating to the public sidewalks in front of their businesses, allowing customers to enjoy the outdoors while dining; and

**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**, in August 2016, the Salinas City Center Improvement Association (SCCIA) District Manager submitted a letter to the City Manager requesting that the outdoor dining encroachment permit process be streamlined to address hurdles, and that there be a two-year moratorium or funding of associated fees to permit no less than ten (10) qualified restaurants to provide outdoor seating areas; and

**WHEREAS**, in response to SCCIA's request, staff reviewed the Sidewalk Café Ordinance, identified steps to streamline the permit application review process and met with eight (8) Main Street businesses to discuss the Sidewalk Café Ordinance and their interest and concerns regarding offering outdoor dining; and

**WHEREAS**, staff recommends a one-year Sidewalk Café Incentive Program (the "Program") for the Downtown district be implemented to waive the \$300 Sidewalk Café Encroachment Permit Fee for up to ten (10) businesses on a first come, first served basis; and

**WHEREAS**, this reduction of fee revenue is a nominal investment in the implementation of the 2015 Downtown Vibrancy Plan that will result in business expansion and Downtown vitality.

**NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF SALINAS:** the Salinas City Center Community Benefit District Sidewalk Café Incentive Program is established. The Program includes waiver of the Sidewalk Café Encroachment Permit fee of \$300 for up to ten (10) businesses over a one-year period starting from Program approval date.

**PASSED AND ADOPTED** this 4<sup>th</sup> day of October, 2016, by the following vote:

**AYES:**

**NOES:**

**ABSTAIN:**

**ABSENT:**

**APPROVED:**

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Joe Gunter, MAYOR

**ATTEST:**

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Patricia M. Barajas, CITY CLERK