



Legislation Details (With Text)

**File #:** Ord 2298      **Version:** 1      **Name:**

**Type:** Ordinance      **Status:** Passed

**File created:** 9/29/2020      **In control:** City Council

**On agenda:** 10/19/2020      **Final action:** 10/19/2020

**Title:** AN ORDINANCE AUTHORIZING TEMPORARY OUTDOOR SERVICE AREAS FOR RESTAURANTS AND BARS IN THE CITY OF COMMERCE CITY, COLORADO AND REPEALING ORDINANCE 2281

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Ordinance - Final, 2. Ordinance

Date	Ver.	Action By	Action	Result
10/19/2020	1	City Council	approved on second & final reading	
10/5/2020	1	City Council	introduced by council as seated and approved on first reading	Pass

AN ORDINANCE AUTHORIZING TEMPORARY OUTDOOR SERVICE AREAS FOR RESTAURANTS AND BARS IN THE CITY OF COMMERCE CITY, COLORADO AND REPEALING ORDINANCE 2281

**Summary and Background Information:**

This Ordinance will extend the current temporary outdoor service area permit system through 4/30/2021 with some modifications. It repeals and replaces Ordinance 2282, which authorized the creation of the initial permit system.

Ordinance 2282, passed by Council on June 1, 2020, authorized the creation of a temporary permit system to allow bars and restaurants to temporarily expand their outdoor service areas. These no-cost permits expire on October 31st, 2020; the new Ordinance will expand the permit program to April 30, 2021. Expanded outdoor dining areas enable restaurants to increase space to reach capacity while incorporating social distancing and sanitation practices. Restaurants must still operate in accordance with all relevant local, county, state, and federal health orders. Additionally, staff reviews compliance, safety, and parking.

Seven Commerce City bars and restaurants received permits and have expanded outdoor operations as a result of this initial program. Staff, including the permit manager created by Ordinance 2282, were able to achieve an under-24 hour turnaround on these applications.

Importantly, the new ordinance contains regulations for the use of tents, space heaters, and other equipment. While not in use now, these features will be key to continued operations during the winter months. Due to the increased fire, safety, and building code requirements regarding these features, staff review will take longer; Staff has a target of a 72-hour turnaround time for review by the permit manager, building safety, and the fire district. Applicants must provide contact information, current and expanded capacity, a site map, and other information necessary for staff's review.

Additionally, the new ordinance extends the hours of operation allowed under the permit to 11:00 pm.

**Staff Responsible (Department Head):** Jason Rogers

**Staff Member Presenting:** Jason Rogers

**Financial Impact:** N/A

**Funding Source:** N/A

**Staff Recommendation:** Pass the ordinance

**Suggested Motion:** Motion to approve the ordinance on first reading by Council as seated.