

Item 12: Public Hearing

Consider Adoption of Urgency Ordinance No. 188 -
An Ordinance of the Board of Directors of
the Monterey Peninsula Water Management District
Temporarily Suspending Rule 20-B-6 and 24-B-1-i
Pertaining to Exterior Restaurant Seating and the
Relocation/Expansion of Group II and Wine Tasting Rooms in
Response to California's Blueprint for a Safer Economy

Summary

- ▶ California's Blueprint for a Safer Economy requires certain Users to conduct business outdoors and limits the number of patrons indoors
- ▶ This Blueprint is temporary in nature and changing frequently
- ▶ Urgency is needed to address the current transitions from one tier to another and the potential that higher tiers could be reestablished
- ▶ Jurisdictions have supported outdoor food/beverage uses by shutting down parking spaces and sidewalks to create open air dining areas

Summary

- ▶ Ordinance No. 188 extends the District's 2020 suspension on enforcement of outdoor seating in response to the pandemic
- ▶ Urgency Ordinance No. 186 was adopted in May 2020 and is set to expire
- ▶ Responds to conflicts with the District's permanent rules

Summary

- ▶ Ord 188 adds District recognition of temporary outdoor business operations by Group II uses (bars and tasting rooms) that were not addressed in Ord. 186
- ▶ Rule 24 regulates bars and some tasting rooms to calculate Capacity based on the User's Liquor License
- ▶ The ABC has allowed bars/tasting rooms to temporarily expand to outdoor areas

CEQA Exemption

- ▶ Staff report: Section 15301, Existing Facilities, as these amendments relate to permitting and alterations of existing facilities
- ▶ Proposed Change: Section 15269 (c) Statutory Exemption (Emergency Projects)

Recommendation

- ▶ The Board should adopt Ordinance No. 188 with urgency to address an immediate need to continue temporary support for outdoor seating and to address Group II/Bar/Tasting Rooms operating outdoors as required by California's Blueprint for a Safer Economy
- ▶ Urgency Ordinance expires April 19, 2022
- ▶ *Let's hope things are radically better by April 2022...*

Staff reports, ordinances and presentation materials
can be found on the District's website at:

www.mpwmd.net

PowerPoint presentations will be posted on the
website the day after the meeting