

City Manager's Office

MEMORANDUM

DATE: 06/29/2022

TO: Mayor and City Council

THROUGH: Doug Thornley, City Manager Approved Electronically

FROM: Lance Ferrato, Business License Manager
Angela Fuss, Assistant Development Services Director

SUBJECT: Reignite Reno – End of the Declaration of Emergency

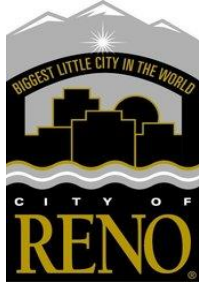
On April 24, 2020, the City of Reno, in conjunction with the City of Sparks and Washoe County, released a supplemental guide providing clarity on topics/questions not specifically addressed in the Nevada Health Response guides relating to essential and non-essential business operations during COVID-19. The guidance provided certain exemptions to businesses in order to safely promote business activity while mitigation measures were in place.

On May 20, 2022, the Governor issued a proclamation terminating the Declaration of Emergency; consequently, the City of Reno will sunset all exemptions and reinstate any fee reductions. Potentially impacted businesses will be sent correspondence and enforcement will occur slowly to ensure reasonable notice.

Please see the attachment detailing said exemptions and the corresponding result of regulation reinstatement.

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Attachment: COVID-19 Exemptions and Reinstatement Measures



REIGNITE RENO

Topic	COVID-19 Exemption	Post Emergency
<p>Drive through and curbside pick-up</p>	<p>Temporarily allow drive-thru operations and curbside pick-up for restaurants and retail businesses.</p> <ul style="list-style-type: none"> ● Temporary drive through and curbside pick-up is allowed. ● Parking may be reduced temporarily to accommodate drive through or curbside pick-up facilities. 	<p>Temporary drive throughs shall no longer be allowed. All drive through operations that opened during COVID shall conform to the zoning regulations for drive throughs. This may require approval of a Conditional Use Permit or other entitlement.</p>
<p>Outdoor operations for restaurants and retail businesses <u>on private property.</u></p>	<p>Temporarily allow restaurants and retail businesses to operate outdoors on private property.</p> <ul style="list-style-type: none"> ● Each business must follow social distancing recommendations (if any) for spacing of tables, chairs and other furniture. ● Outdoor dining and sidewalk sales may only operate outdoors on private property during hours that are consistent with the business operating hours. ● Business operators are responsible for cleaning and sanitizing the outdoor areas. ● All items shall be moved into the business at the end of closing, no overnight storage will be allowed. ● The City reserves the right to order the business operator to remove outdoor dining or retail sales that: <ul style="list-style-type: none"> ○ (i) creates an obstruction to, or causes congestion of, pedestrian or vehicular traffic; ○ (ii) the business operations present a danger to the health, safety, or general public welfare; and ○ (iii) the business operator violates these requirements of State of Nevada Executive Orders and Regulations. ● The City is not responsible for any damage or loss of any business personal property. ● Parking may be reduced temporarily to accommodate outdoor operations. 	<p>All outdoor operations on private parking lots shall conform to the zoning code. This shall include meeting the minimum parking standards. Outdoor operations are permitted in many zoning districts and require design standards such as landscaping, protection around the outdoor activities, being located adjacent to the building, etc. Any permanent improvements to a parking lot to allow for outdoor operations shall also require building permits, as needed.</p>

Topic	COVID-19 Exemption	Post Emergency
<p>Outdoor operations for restaurants and retail businesses <u>on public sidewalks and rights-of-way.</u></p>	<p>All outdoor dining and retail uses must first submit a Temporary Revocable Occupancy Permit with the City of Reno and comply with the terms and conditions. Contact Public Works - Capital Projects Division at capproj@reno.gov for permit applications and any questions. Fees will be waived for Temporary Revocable Occupancy Permits while COVID-19 while this exemption is in place.</p> <ul style="list-style-type: none"> ● All outdoor dining and retail uses must first submit a Temporary Revocable Occupancy Permit with the City of Reno and comply with the terms and conditions. Contact Public Works - Capital Projects Division at capproj@reno.gov for permit applications and any questions. Fees will be waived for Temporary Revocable Occupancy Permits while COVID-19 social distancing guidelines are in place. ● Each business must follow social distancing guidelines (if any) for spacing of tables, chairs and other furniture. ● Outdoor uses must maintain a minimum of six feet of public pedestrian walkway space (pedestrian path). Narrower pedestrian walkways may be considered on a case-by-case basis where requirements of the American Disabilities Act and social distancing guidelines can be maintained. ● No tables, chairs, umbrellas, merchandise racks, or other objects shall encroach into the pedestrian path, sidewalk ramp, or corner curb ramp area. ● Furniture, fixture, or equipment shall not be permanently affixed to the public sidewalk. ● Access to fire hydrants, fire hose building connections for sprinkler systems, and building entrances and exits shall not be obstructed. ● Outdoor dining and sidewalk sales may only operate on the public sidewalk area during hours that are consistent with the business operating hours. ● Business operators are responsible for cleaning and sanitizing the public sidewalk area. ● All items shall be moved into the regular business location when the business is closed. ● No overnight storage will be allowed. ● The City reserves the right to order the business operator to remove outdoor dining or sidewalk sales that: <ul style="list-style-type: none"> ○ (i) creates an obstruction to, or causes congestion of, pedestrian or vehicular traffic; 	<p>All outdoor dining on public sidewalks and rights-of-way shall submit for an outdoor dining permit and/or temporary revocable occupancy permit and pay the associated fees.</p>

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	<ul style="list-style-type: none"> ○ (ii) the business operations present a danger to the health, safety, or general public welfare; and ○ (iii) the business operator violates these requirements of State of Nevada Executive Orders and Regulations. ○ (iv) construction work zones for the completion of repairs or reconstruction projects. ● Additionally, the City may require removal, temporary or permanent, of the outdoor dining or sidewalk sales due to City requirements or utility company requirements that have franchise or other rights to the public right-of-way. The business owner shall be responsible to the City for any removal costs if the business owner fails to remove the outdoor dining or sidewalk sale after reasonable written notice from the City. ● The City is not responsible for any damage or loss of any business personal property. 	
<p>Package Alcohol Sales</p>	<p>Businesses with an on-premises or off-premises alcohol license may sell package alcohol (in prepackaged containers from a licensed manufacturer) for off-site consumption.</p>	<p>Package alcohol will require the appropriate licensure.</p>
<p>Sales of Alcoholic Beverages To-Go</p>	<p>In addition to requirements for package alcohol sales as described above, businesses with an on-premises alcohol license may sell beer, wine, and pre-mixed drinks/cocktails that are packaged in a container with:</p> <ul style="list-style-type: none"> ● A secure lid designed to prevent consumption without removal of the lid and ● A seal that would indicate if the container has been opened. <p>Any business planning to sell alcoholic beverages under these requirements must post the following notice:</p> <p><i>Alcoholic beverages that are packaged by this establishment are open containers and may not be transported in a motor vehicle except in the vehicle's trunk; or, if there is no trunk, the container may be kept in some other area of the vehicle that is not normally occupied by the driver or passengers (which does not include a utility compartment or glove compartment). Further, such beverages may not be consumed in public or in any other area where open containers are prohibited by law.</i></p>	<p>To-Go alcohol sales will no longer be permitted regardless of licensure.</p>

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	<p>The notice must be prominently displayed (on website, on-premises, etc.) in a way to ensure the individual purchasing, picking up, or transporting such beverages is given notice of this warning.</p> <p>Additionally, any business planning to sell alcoholic beverages under these requirements must register by emailing businesslic@reno.gov and providing the following information:</p> <ul style="list-style-type: none"> ● Business name ● Physical address ● Business license numbers with the applicable jurisdictions (City of Reno, City of Sparks, and/or Washoe County) ● Photo and/or description of how the alcohol container will be packaged to meet the requirements described above. <p>It is essential that businesses follow all applicable health and safety measures. The opportunity to sell alcoholic beverages under these requirements may be revoked at any time.</p>	
<p>Business License Fee Reductions</p>	<p>Temporary fee reductions to mitigate the financial impact associated with certain business activities.</p>	<p>All fees will return to the amount stated in the City of Reno Fee Schedule.</p>
<p>Outdoor Activities</p>	<p>Temporarily allow outdoor activities including but not limited to distribution, warehousing, processing and assembly for the duration of social distancing directives.</p> <ul style="list-style-type: none"> ● All items shall be moved into the regular business location when the business is closed. ● No overnight storage will be allowed. ● Areas must be located at least 150 feet from residentially zoned property. ● Use of mechanized equipment (forklifts, etc.) for outdoor activities must be located at least 300 feet from residentially zoned property. ● Generation of glare, noise, smoke and particulate matter, odors, noxious matters, vibration, and fire hazards must be minimized and mitigated to at a minimum comply with general environmental standards outlined in RMC Chapter 18.12, Article 15. ● Outdoor activities may only operate during hours that are consistent with the business operating hours. 	<p>Temporary outdoor activities shall no longer be allowed. All outdoor activities shall conform to the zoning code regulations, which may require approval of a Conditional Use Permit or other entitlement.</p>

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	<ul style="list-style-type: none"> • The City reserves the right to order the business operator to cease outdoor activities that: <ul style="list-style-type: none"> ○ create an obstruction to, or causes congestion of, pedestrian or vehicular traffic; ○ present a nuisance or danger to the health, safety, or general public welfare; ○ are found to violate general environmental standards outlined in RMC Chapter 18.12, Article 15; or ○ violates the requirements of State of Nevada Executive Orders and Regulations. 	
<p>Extended hours/days for indoor construction activities</p>	<p>Temporarily allow for modifications to approved entitlement Conditions of Approval, to allow extended hours/days for indoor construction activities for the duration of social distancing directives.</p> <ul style="list-style-type: none"> • Extended construction activities are limited to indoor construction activities only. • Outdoor construction activities shall maintain the construction hours detailed in the approved Conditions of Approval. 	<p>Temporary modifications to Conditions of Approval to allow extended hours of construction for indoor activities shall no longer be allowed. All hours of operation association with Conditions of Approval shall be followed.</p>