



**CITY OF
WALNUT
CREEK**

TO: Walnut Creek Bar, Restaurant, and Food Service Owners
FROM: Teri Killgore, Assistant City Manager
DATE: September 23, 2020

RE: Patio Operating Hours

Dear Walnut Creek Bar, Restaurant and/or Food Service Owner,

All Patios - Winterizing: Late Tuesday the City sent out the new guidelines for winterizing your patios in the form of a revised Guidebook. In case you didn't see the email, they are available on the City Rebound website or by [following this link](#).

Staff will make themselves available to discuss specific field conditions, but please know you have a choice of using heaters OR having a tent or canopy.

State + County Conditions: While we are still in purple level, a new piece of good news today is that nail salons are approved to operate indoors. If the current trends continue, Contra Costa County may be able to move to the red level next week. This will allow indoor dining at 25% capacity. As mentioned in my prior memo, the City will continue to make the patio space available through at least January 31st, with likely extensions if the health orders are still in place.

Hours of Patio Operation: Based on improving conditions and changing approaches from the State, the City is making a change to the hours of operation for patios. There are two scenarios:

1. *No CUP:* If your business does not have a Conditional Use Permit (CUP), the closing time will remain 11:30pm with last call at 11pm instead of returning to the pre-COVID closing times of 11pm.

If you wish to seek a CUP for your business, please reach out to the City Planning Department for additional details. There is an application and approval process through the Planning Commission.

2. *Businesses with a CUP:* Effective Thursday, September 24, 2020, the City will allow restaurants to operate on both Rebound and private patios in accordance with their Conditional Use Permit (CUP) times. As part of the CUP approval process, the Planning Commission sets a specific closing time for each business. Approved times range from midnight to 2am, so there will be different closing times for the 16 businesses that have CUPs later than 11:30pm.



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Businesses with a CUP will receive a placard to display prominently. City staff will be delivering these placards today, Wednesday, September 23rd.

Please note that operating beyond your business's approved time frames will result in a fine. Violations may also be considered by the Planning Commission in applications for future CUPs or modifications to existing CUPs.

We are hopeful that these changes will be well received, and that next week we may be talking about moving to indoor dining. Thank you for all you are doing to abide by the health orders and helping our County move up the levels quickly.

A handwritten signature in blue ink that reads "Teri Killgore". The signature is fluid and cursive, with the first letters of each word being capitalized and prominent.

Teri Killgore
Assistant City Manager

Cc: Walnut Creek Downtown
Walnut Creek Chamber of Commerce
Broadway Plaza