

Memorandum

DATE: May 22, 2020
TO: SAC Customers
FROM: Ned Smith, MCES Director of Finance & Revenue
SUBJECT: Covid19 SAC Temporary Outdoor Seating Policy

Effective immediately due to the MN Governor's restaurant restriction:

- 1) All food & drink establishments opening temporary new or expanded outdoor seating/facilities due to the governor's "no indoor seating" restriction will *not* require a SAC determination through MCES.
- 2) SAC staff will create a form for the cities to use to report back to MCES the businesses that will have temporary outdoor seating.
 - a. Form to include business name, business address, and square feet of outdoor area they are adding for this temporary use.
 - b. Cities to return the form to MCES SAC Program no less than monthly (can be as they come in, weekly or monthly).
- 3) When the governor allows 100% indoor seating, SAC Staff will send a list of all "COVID19" properties to each city with a checkoff where the city must certify if the project: "has closed the temporary outdoor facility" OR "if making permanent, a SAC determination will be required".
 - a. If making permanent, the normal SAC determination process will be followed, and SAC will be due in 60 days.
- 4) This proposed process is temporary. Once the governor lifts the restriction, regular SAC procedures will be reinstated.

This is compliant with existing statutes since indoor closure and the governor's limit to 50 seats outside means no additional capacity is demanded on the system.