

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF
FRESNO, CALIFORNIA, TO CONFIRM QUALIFIED
BUSINESSES MAY CONTINUE TO AVAIL THEMSELVES
OF PRIVILEGES AFFORDED BY THE STATE OF
CALIFORNIA COVID-19 TEMPORARY CATERING
AUTHORIZATION

WHEREAS, on March 13, 2020, President Trump declared a National State of
Emergency concerning the Novel Coronavirus Disease (COVID-19) outbreak; and

WHEREAS, on March 4, 2020, Governor Newsom declared a State of Emergency
in the State of California related to COVID-19; and

WHEREAS, the California Department of Alcoholic Beverage Control (ABC),
pursuant to its powers and in furtherance of emergency declarations and orders of the
Governor under the California Emergency Services Act, established prescribed
temporary relief measures to suspend certain legal restrictions relating to, among other
things, the expansion of a licensed footprint; and

WHEREAS, on October 8, 2021, Governor Newsom signed Assembly Bill 61,
adding Section 25750.5 to the Business and Professions Code allowing the ABC to permit
licensees to exercise license privileges in an expanded area, authorized pursuant to a
COVID-19 Temporary Catering Authorizations, for a period of 365 days following the end
of the state of emergency; and

WHEREAS, on October 8, 2023, Governor Newsom signed Assembly Bill 1217
amending Section 25750.5 of the Business and Professions Code allowing the ABC,
through July 1, 2026, to permit licensees to exercise license privileges in an expanded

1 of 3

Date Adopted:
Date Approved:
Effective Date:

City Attorney Approval:



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Resolution No. _____

license area authorized pursuant to a COVID-19 Temporary Catering Authorization approved in accordance with the Fourth Notice of Regulatory Relief issued by the Department, and

WHEREAS, the Council of the City of Fresno desires to confirm qualified businesses may continue to avail themselves of the privileges afforded by the State of California COVID-19 Temporary Catering Authorization.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fresno as follows:

1. Qualified businesses that are approved for an ABC COVID-19 Temporary Catering Authorization may continue to exercise those privileges allowed by the authorization in the City of Fresno until the termination of the COVID-19 Temporary Catering Authorization program (currently July 1, 2026), or upon cancellation of the authorization by the ABC.

2. Businesses that choose to exercise privileges allowed by the authorization must ensure any exercise of privileges does not negatively impact the public's health, safety, or welfare and may only exercise those privileges authorized by the licensee's license.

3. Businesses that choose to exercise privileges allowed by the authorization must ensure any exercise of privileges does not create a public nuisance for the surrounding area, including residences and nearby businesses.

4. This resolution shall be effective upon final approval.

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STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, TODD STERMER, City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the _____ day of _____ 2025.

AYES :
NOES :
ABSENT :
ABSTAIN :

TODD STERMER, MMC
City Clerk

By: _____ Date
Deputy

APPROVED AS TO FORM:
ANDREW JANZ
City Attorney

By: _____ Date
Kristi M. Costa
Supervising Deputy City Attorney