

## Legislation Details (With Text)

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<b>On agenda:</b>	6/3/2020	<b>Final action:</b>	
<b>Title:</b>	Fee Cap on Food Delivery Services. (Diep)		
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<b>Attachments:</b>	1. Memorandum from Diep, 2. Letters from the Public		

Date	Ver.	Action By	Action	Result
6/3/2020	1	Joint Meeting for the Rules and Open Government Committee and Committee of the Whole		

### Fee Cap on Food Delivery Services. (Diep)

Direct staff to draft and enact an urgency ordinance that:

1. Limit fees third-party food-delivery services operating in San José may charge on restaurants to:
    - a. 10% where food-delivery companies do not make personal protective equipment available to the employees or independent contractors who make deliveries; and
    - b. 15% where food-delivery companies establish that personal protective equipment is provided at no cost to the employees or independent contractors making deliveries;
  2. Sunsets the 15% cap on fees once restaurants in Santa Clara County may offer unrestricted dine-in service;
  3. Grants food-delivery companies 14 days per incident to refund any fees taken in excess of these limits; and
  4. Imposes a sliding scale of fines for repeated instances of exceeding the fee limits.
- [Deferred from 5/6/2020 - Item G.2 (ROGC 20-175); 5/13/2020 - Item G.3 (ROGC 20-182); and 5/27/2020 Item G.2 (ROGC 20-201)]