

## Legislation Text

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**File #:** ROGC 20-175, **Version:** 1

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### **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.