

Revised February 17, 2022

COVID-19 Requirements for Restaurants, Bars and other Food Service Premises where Dance Facilities are Provided

This document is intended to outline the laws and regulations that owners and operators of restaurants, bars, food trucks, concession stands and other food or drink establishments where dance facilities are provided must comply with related to the COVID-19 pandemic. As every business/organization/facility is different, owners/operators must review their own policies, procedures, and site-specific operations, while ensuring that the appropriate infection prevention and control measures are implemented and maintained.

See [COVID-19 Guidance for Businesses & Organizations](#) for recommendations to help further reduce the spread of COVID-19 among staff and patrons.

The aim and purpose of this document is to assist businesses and organizations with information related to legal requirements pursuant to the Ontario Government's reopening framework. While efforts are made to ensure these documents provide accurate and timely information, owners and operators are encouraged to consult the applicable regulations made under the [Reopening Ontario Act](#) for the most up-to-date requirements. This information is not intended to, nor does it provide, legal advice and should not be relied upon or treated as legal advice. Users seeking legal advice should consult with a qualified legal professional. The owner of a business or organization is required to be aware of and comply with all applicable legal requirements. Zoning by-laws and other City by-laws may provide other applicable restrictions that must also be complied with.

Roadmap to Reopen: Step 3

Compliance with Applicable Laws

- The person responsible for the business or organization must comply with all applicable laws, including:
 - The [Reopening Ontario \(A Flexible Response to COVID-19\) Act, 2020](#)
 - [Ontario Regulation 364/20](#)
 - the [Occupational Health and Safety Act](#)
 - City of Toronto [orders and bylaws](#)

Advice, Recommendations & Instructions of Public Health Officials

- The person responsible for a business or organization must follow the advice, recommendations and instructions issued by public health officials, including on physical distancing, cleaning or disinfecting.

Proof of Vaccination

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- It is now mandatory to use the enhanced vaccine certificate with the QR code to gain access to settings that require proof of vaccination. The person responsible for the businesses or organization is required to verify the enhanced vaccine certificate using the Verify Ontario app.
- A business or an organization shall not retain any information provided pursuant to this section.
- The person responsible for a business or organization shall require each patron who enters the business or organization to provide at the point of entry proof of identification and of being [fully vaccinated](#) against COVID-19.
 - the **indoor areas** of all restaurants, bars and other food or drink establishments, but not with respect to takeout and delivery service.
 - the **outdoor areas** of restaurants, bars and other food or drink establishment where dance facilities are provided, including nightclubs and restoclubs, but not with respect to takeout and delivery service.
- The above requirements do not apply where a patron is entering an indoor area solely:
 - to use a washroom;
 - to access an outdoor area that can only be accessed through an indoor route;
 - to make a retail purchase;
 - while placing or picking up an order;
 - while paying for an order; or
 - as may be necessary for the purposes of health and safety.

Resources:

- [COVID-19 Vaccines](#)
- [COVID-19 Vaccine Posters & Graphics](#)
- [Proof of COVID-19 Vaccination](#)
- [Proof of Vaccination Guidance for Businesses and Organizations](#)

Capacity Limits

- When dance facilities are provided, the person responsible for a business or organization shall ensure that :
 - **Indoors:** The total number of members of the public permitted to be in the establishment at any one time may not exceed *25% capacity.
*25% capacity is determined by taking 25% of the maximum occupant load of the business or facility, or part of the business or facility, as calculated in accordance with the Ontario Fire Code.
 - **Outdoors:** The total number of members of the public permitted to be at the establishment at any one time may not exceed **75% capacity.

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**75% capacity is determined by taking the total square metres of area accessible to the public, dividing that number by 1.33 and rounding the result down to the nearest whole number

- Unless otherwise provided, a capacity limit applies to the whole business or facility, not to individual rooms or areas within the business or facility.
- A sign must be posted in a conspicuous location visible to the public that states the capacity limits under which the establishment is permitted to operate.

Resource:

- [Maximum Occupancy Sign](#)

Health Screening

- The person responsible for a business or organization must follow [the advice, recommendations and instructions issued by the Office of the Chief Medical Officer of Health, on screening individuals](#).
- [Signs](#) must be posted at all entrances to the premises of the business or organization in a conspicuous location visible to the public to inform individuals on how to [screen themselves](#) for COVID-19 prior to entering the premises.
- Actively screen every person who works at the business or organization and patrons before they enter the premises of the business or organization.

Resources:

- [Self-screening poster for patrons](#)
- [Active screening questionnaire for staff](#)
- [Active screening questionnaire for patrons](#)

Masks

- The person responsible for a business or organization shall ensure that:
 - any persons in the indoor area of the premises of the business or organization, or in a vehicle that is operating as part of the business or organization, wears a mask or face covering that covers their mouth, nose and chin during any period when they are in an indoor area, unless entitled to an [exemption](#).
 - Proof of an exemption is not required.

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- every person who performs work for the business or organization and whose mask is temporarily removed to consume food or drink is separated from other persons by at least two metres distance or by plexiglass or some other impermeable barrier.
- every patron in an **outdoor** establishment must wear a mask or face covering in a manner that covers their mouth, nose and chin, unless they are entitled to any of the exemption

Other Requirements:

- Toronto [Bylaw 541-2020](#) also requires operators to:
 - Create a mask policy for their establishment.
 - Communicate this policy to employees and patrons.
 - Post signs at all entrances to the premises in high visibility areas containing the required text.
 - Train employees on the policy, including exemptions.
 - Train employees on how to communicate with, and accommodate people who may be exempt.

Resources:

- Mask Bylaw Checklist and Sample Policy – available in: [\[PDF\]](#) and [\[Fillable PDF\]](#)
- [Mask and Face Covering Bylaw Sign](#)

Personal Protective Equipment (PPE)

- A person shall wear appropriate PPE that provides protection of their eyes, nose and mouth if, in the course of providing services, the person:
 - is required to come within two metres of another person who is not wearing a mask or face covering during any period when that person is in an indoor area; and
 - is not separated by plexiglass or some other [impermeable barrier](#) from a person described above.

Line Management

- The person responsible for a business or organization must ensure that patrons do not line up or congregate:
 - **outside** the business or place, unless they are maintaining a physical distance of at least two metres from other groups of persons.
 - **inside** an indoor part of the business or place unless they are:
 - maintaining a physical distance of at least two metres from other groups of persons; and
 - wearing a mask or face covering, unless entitled to an exemption.

Safety Plan

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- The person responsible for a business must prepare and make available a safety plan that describes the measures and procedures which have been implemented or will be implemented in the business to reduce the transmission risk of COVID-19.

Resources:

- [COVID-19 Safety Plan Checklist](#) (available in: [PDF](#) and [Fillable PDF](#))
- [Instructions for Completing the COVID-19 Safety Plan Checklist](#)

Tents, Canopies, Retractable Roofs, etc.

- The person responsible for a business or organization must ensure that:
 - If an outdoor area of the business or place is covered by a roof, canopy, tent, awning or other element, at least two full sides of the entire outdoor area are open to the outdoors, and are not substantially blocked by any walls or other impermeable physical barriers.
 - If an outdoor area at the business or place is equipped with a retractable roof and the roof is retracted, at least one full side of the outdoor area are open to the outdoors, and is not substantially blocked by any walls or other impermeable physical barriers.

Live Entertainment

- The person responsible for a business or organization must ensure that if live entertainment is performed for spectators at the business or place, the performers maintain a physical distance of at least two metres from any spectators, or are separated from any spectators by plexiglass or some other impermeable barrier.

Cleaning and Disinfecting

- The person responsible for a business or organization must ensure that:
 - Any washrooms, locker rooms, change rooms, showers or similar amenities made available to the public are cleaned and disinfected as frequently as is necessary to maintain a sanitary condition; and
 - any equipment that is rented to, provided to, or provided for the use of members of the public is cleaned and disinfected as frequently as is necessary to maintain a sanitary condition.
 - Applies to computers, electronics and other machines or devices that members of the public are permitted to operate.

Other Resources:

- [Cleaning & Disinfection for Public Settings](#)

Other Resources

- [Ontario Public Health Measures and Advice](#)
- [COVID-19 Guidance: Employers, Workplaces & Businesses](#)
- [Managing COVID-19 in the Workplace](#)

For more information, visit our website at toronto.ca/COVID19 or call us at 416-338-7600.