



Reopening New York



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Food Services Guidelines for Employers and Employees

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	Mandatory	Recommended Best Practices
Physical Distancing	<ul style="list-style-type: none"> ✓ Pursuant to the Cluster Action Initiative, effective November 11, 2020, in any yellow zone in Erie, Monroe, or Onondaga Counties, in addition to any other mitigation measures required, any restaurant or tavern must close by 12 midnight (12:00 am local time), and all service must cease at such time. The establishment cannot reopen or resume service until 5:00 am. Executive Order 202.68 also sets forth additional restrictions that food services establishments must adhere to in order to operate. ✓ Limit indoor capacity to no more than 75% of maximum occupancy, exclusive of employees. ✓ Limit outdoor capacity to the number of tables that can be safely and appropriately arranged, such that each table is a minimum of 6 ft. away from another. ✓ All indoor and outdoor tables with seating for customers must be separated by a minimum of 6 ft. in all directions. Wherever distancing is not feasible between tables, physical barriers must be enacted between such tables. Barriers must be at least 5 ft. in height and not block emergency and/or fire exits. ✓ Regardless of physical distance, employees must wear an acceptable face covering at all times. ✓ Patrons must wear face coverings at all times, except while seated; provided that the patron is over the age of 2 and able to medically tolerate such covering. ✓ Individuals seated at the same table must be members of the same party (but may be from different households), with a maximum of 10 people per table. <ul style="list-style-type: none"> • If located in a cluster action zone pursuant to Executive Order 202.68, tables are limited to 4 individuals per party. ✓ Seating in bar areas and communal tables are only permitted if at least 6 ft. can be maintained between parties. 	<ul style="list-style-type: none"> ✓ Ensure a distance of at least 6 ft. is maintained among workers at all times, unless the core activity requires a shorter distance. (e.g. cooking, cleaning, clearing tables). ✓ Prohibit the use of small spaces (e.g. freezers, storage rooms) by more than one individual at time. ✓ Modify the use and/or restrict the number of work stations/employee seating areas to maintain 6 ft. distance in all directions. ✓ Designate discrete work zones for services, where possible. Servers should serve specific zones in the restaurant to minimize overlap. ✓ Ensure kitchen staff are dedicated to one station throughout their entire shift. (e.g. salad or grill or desserts), to the extent possible. ✓ Encourage kitchen staff to place items on the counter for the next person to pick up, rather than passing items from hands to hands. ✓ Reduce bi-directional foot traffic by using tape or signs with arrows in narrow aisles, hallways, or spaces. ✓ Encourage customers to wait in their car or outside until food is ready to be picked up/they're ready to be seated. ✓ Encourage customers to place orders online or by phone. ✓ Allow for contactless order, payment, delivery, and pick-up, where possible. ✓ Allow customers that will be seated to order food prior to arrival, and encourage customer reservations for seating. ✓ Ensure a one-at-a-time process for vendors, in which one vendor delivers a product at a time, employees clean and disinfect high touch surfaces, and the next vendor can come on the premises.

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	Mandatory	Recommended Best Practices
Physical Distancing (Cont'd)	<ul style="list-style-type: none"> ✓ Clearly signal 6 ft. spacing in any lines for customers waiting to order, pick-up food, be seated, or use the restroom, as well as in any pick-up or payment location. ✓ Designate entrances/exits for customers and separate entrances/exits for employees, where possible. ✓ Limit in-person employee gatherings (e.g. staff meetings) to the greatest extent possible. ✓ Establish designated areas for vendor pickups and/or deliveries, limiting contact to the extent possible. 	
Protective Equipment	<ul style="list-style-type: none"> ✓ Provide workers with an acceptable face covering at no-cost to the employee and have an adequate supply of coverings in case of need for replacement. ✓ Acceptable face coverings include but are not limited to cloth (e.g. homemade sewn, quick cut, bandana), surgical masks, and face shields. ✓ Ensure all staff wear face coverings at all times and that they practice hand hygiene and use bare hand barriers consistent with state and local sanitary codes. <ul style="list-style-type: none"> • If employees wear gloves during non-food preparation activities, ensure they replace gloves frequently, and encourage them to change gloves when switching tasks (e.g. serving customers to pre-rolling silverware). • If employees do not wear gloves, ensure they frequently wash their hands with soap/water. ✓ Clean, replace, and prohibit sharing of face coverings. Consult the CDC guidance for additional information on cloth face coverings and other types of personal protective equipment (PPE), as well as instructions on use and cleaning. ✓ Train employees on how to don, doff, clean (as applicable), and discard PPE. 	<ul style="list-style-type: none"> ✓ Require customers to wear face coverings when not seated at a table (e.g. when waiting for pickup, placing order at counter/window, walking to/from table, walking to/from restroom). ✓ Encourage, but don't require, customers to wear face coverings when seated at a table and not eating and/or drinking. ✓ In food trucks and concessions where there are not running water stations, employees should wear gloves or regularly use hand sanitizer and continue to comply with federal, state, and local food handling and hygiene requirements.

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	Mandatory	Recommended Best Practices
Protective Equipment (Cont'd)	<ul style="list-style-type: none"> ✓ Limit the sharing of objects (e.g. kitchen tools, pens, pads), as well as the touching of shared surfaces (e.g. doorknobs, keypads, touch screens); or, require workers to wear gloves when in contact with shared objects or frequently touched surfaces; or, require workers to perform hand hygiene before and after contact. ✓ Ensure that employees who are bussing tables wash their hands with soap/water and, if they wear gloves, replace the gloves before and after cleaning and disinfecting tables. 	
Hygiene, Cleaning, and Disinfection	<ul style="list-style-type: none"> ✓ Adhere to hygiene, cleaning, and disinfection requirements from the Centers for Disease Control and Prevention (CDC) and Department of Health (DOH) and maintain logs that document date, time, and scope of cleaning. ✓ Provide and maintain hand hygiene stations including handwashing with soap, running warm water, and disposable paper towels, as well as an alcohol-based hand sanitizer containing 60% or more alcohol for areas where handwashing is not available or practical. ✓ Provide and encourage employees to use cleaning and disinfection supplies for shared surfaces for use before and after use of these surfaces, followed by hand hygiene. ✓ Regularly clean and disinfect the establishment and more frequently clean and disinfect high risk areas used by many individuals and for frequently touched surfaces (e.g. restrooms). Cleaning and disinfection must be rigorous and ongoing and should occur at least after each shift, daily, or more frequently if needed. ✓ Ensure that equipment is regularly cleaned and disinfected using registered disinfectants, including at least as often as employees change workstations. Refer Department of Environmental Conservation (DEC) products identified by the Environmental Protection Agency (EPA) as effective against COVID-19. 	<ul style="list-style-type: none"> ✓ Discourage food preparation employees from changing/entering each other's work stations during shifts, unless they are appropriately cleaned/disinfected. ✓ Provide guests with a single-use, paper, disposable menus and/or display menus on white boards/chalk boards/televisions/projectors. ✓ Encourage customers to view menus online (e.g. on their own smartphone or electronic device), where possible. ✓ Make hand sanitizer available throughout high-touch areas (e.g. outside restrooms), and place it in convenient locations, such as at entrances, exits, and cashiers. Install touch-free hand sanitizer, where possible.

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	Mandatory	Recommended Best Practices
Hygiene, Cleaning, and Disinfection (Cont'd)	<ul style="list-style-type: none"> ✓ Before returning to work, complete pre-return checks and assessments of kitchen systems to ensure a healthy and safe environment. ✓ Minimize sharing of kitchen equipment between staff (e.g. knives, pots, rags/towels), where possible. ✓ Do not provide customers with devices (e.g. buzzers) to provide alerts to customers that seating or an order is available, unless such devices are thoroughly cleaned and disinfected between each use. ✓ Provide cleaning and disinfection of exposed areas in the event of an individual is confirmed to have COVID-19, with such cleaning and disinfection to include, at a minimum, all heavy transit areas and high-touch surfaces . ✓ For take-out/delivery: <ul style="list-style-type: none"> • Provide hand hygiene stations for customers waiting for food and/or drinks. • Ensure staff wash hands with soap/water or use hand sanitizer; if staff use gloves, regularly replace them. • If pick-up/delivery is indoors, ensure windows/doors are opened to allow for ventilation. ✓ Ensure all condiments provided directly to customers are in single-use disposable containers or reusable containers that are regularly cleaned/disinfected. ✓ If non-disposable menus are used, clean and disinfect the menus between each party's use. ✓ Use pre-packaged silverware or pre-rolled silverware. Silverware must be pre-rolled while wearing masks and gloves. 	

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	Mandatory	Recommended Best Practices
Communication	<ul style="list-style-type: none"> ✓ Affirm you have reviewed and understand the state-issued industry guidelines, and that you will implement them. ✓ Post signage to remind employees and patrons to adhere to proper hygiene, social distancing rules, appropriate use of PPE, and cleaning and disinfection protocols. ✓ Immediately notify the state and local health department if a worker was in close contact with others and tests positive for COVID-19. ✓ Cooperate with contact tracing efforts, including notification of potential contacts in the workplace, while maintaining confidentiality required by state and federal law and regulations. ✓ Conspicuously post completed safety plans on site. 	<ul style="list-style-type: none"> ✓ Use audio announcements, text messages or notices on screens to communicate with customers awaiting an order/seating. ✓ Establish a communications plan for employees, vendors, and customers that includes a consistent means to provide updated information.
Screening	<ul style="list-style-type: none"> ✓ Implement mandatory daily health screening practices (e.g. questionnaire, temperature check) of their employees and, where practicable, vendors, but such screening shall not be mandated for customers and delivery personnel. ✓ At a minimum, screening must determine whether the employee or vendor has had: 1) COVID-19 symptoms in past 14 days, (2) positive COVID-19 test in past 14 days, and/or (3) close contact with confirmed or suspected COVID-19 case in past 14 days. ✓ Designate a point-of-contact as the party for individuals to inform if they later are experiencing COVID-19-related symptoms, as noted in the questionnaire. 	<ul style="list-style-type: none"> ✓ Prevent employees from intermingling in close or proximate contact with each other prior to completion of the screening (e.g. perform screening remotely). ✓ Screeners should be trained by employer-identified individuals familiar with CDC, DOH, and OSHA protocols and wear appropriate PPE. ✓ Maintain a log of every person, including workers and vendors, who may have close or proximate contact with other individuals at the work site or area, such that all contacts may be identified, traced and notified in the event an employee is diagnosed with COVID-19; excluding customers and deliveries performed with appropriate PPE or through contactless means. ✓ Provide option for, but do not require, customers to provide contact information so they can be logged and contacted for contact tracing. ✓ Refer to DOH guidance regarding protocols and policies for employees seeking to return to work after a suspected or confirmed case of COVID-19 or after the employee had close or proximate contact with a person with COVID-19.

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<p>In-Person and Catered Events</p> <p>See "Interim COVID-19 Guidance for Food Services" for full details on requirements for in-person and catered events.</p>	<ul style="list-style-type: none"> ✓ Effective March 15, 2021, event venue and facility owners/operators and event organizers must comply with additional requirements for events that involve the gathering of attendees – above the State’s social gathering limit – for an event, which may feature the preparation and service of food/beverage. Effective May 3, 2021, residential events may be held above the State’s residential gathering limit as long as the event is staffed and serviced by a professional, licensed caterer, the event is permitted by the respective locality or municipality, and the event strictly adheres to applicable health protocols contained within this guidance and section. <ul style="list-style-type: none"> • In-person and catered events are prohibited from being held between 12AM-5AM until further notice. • Venue owners/operators and event organizers must maintain sufficient employee presence to ensure compliance with health and safety requirements. ✓ Limit occupancy to the lesser of: 75% as set by the certificate of occupancy, or 150 people indoors or 200 people outdoors, exclusive of employees/event staff. Effective April 2, 2021, limit the occupancy to the lesser of 75% as set by the certificate of occupancy, or 150 people indoors or 500 people outdoors. ✓ Notify county health department or local public health authority of plans to host in-person and catered events above the State’s maximum social gathering limit. ✓ Require each attendee to sign in before, or immediately upon, arrival to the event. ✓ Require and ensure all attendees over age 2 have received a negative diagnostic test result for COVID-19 using a FDA or DOH authorized PCR or NAAT test that was performed on a specimen collected within 72 hours of the event start time. Negative test results for COVID-19 from an FDA authorized antigen test performed on a specimen collected within 6 hours of the event start time may also be accepted. All attendees must present proof of the negative diagnostic test result prior to/immediately upon arrival to the event. Alternatively, attendees may provide proof of having completed the COVID-19 vaccination series at least 14 days prior to the event. However, testing is still recommended. 	<ul style="list-style-type: none"> ✓ Install appropriate physical barriers where attendees may frequently interact with employees/event staff (e.g., host station reception desk). ✓ Implement touchless systems for transactions (e.g., check in). ✓ Limit amenities/event services that present unnecessary interactions between employees/event staff and attendees (e.g., coat checks, valet, parking attendant), unless additional protective measures can be adopted (e.g., contactless transactions, frequent cleaning/disinfection of shared equipment or surfaces, use of disposable gloves). ✓ Stagger intervals for food service at staffed buffets to facilitate social distancing while attendees are waiting in line. ✓ Serve any passed foods (e.g., hors d’oeuvres) in containers that limit touching of any shared surfaces (e.g., platters) by attendees. ✓ To allow attendees to maintain appropriate social distance while dancing, event organizers may consider setting and enforcing capacity limits for dance floors, assigning tables of attendees to different times on the dance floor, alternating which tables of attendees can dance at a given time, dividing the dance floor into zones for tables of attendees, and/or other measures to reduce potential crowding and close contact among attendees.

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In-Person and CATERED Events (Cont'd)	<ul style="list-style-type: none"> ✓ Employees/event staff must be tested for COVID-19 through a diagnostic test prior to events, and must be tested biweekly thereafter for as long as they're hosting events and interacting in close contact with attendees. Alternatively, employees/event staff may provide proof of having completed the COVID-19 vaccination series at least 14 days prior to the date of event(s). ✓ Any attendee who fails to present a negative diagnostic test result or proof of immunization, as described above, must be denied entry to the event. ✓ Implement mandatory health screening for employees, event staff, and attendees prior to the event. ✓ Ensure that all attendees maintain at least 6 ft. from other individuals, except for members of the same immediate party/household/family. ✓ Assign each attendee to a table or area, where they must be seated while eating/drinking. ✓ Ensure that individuals wear acceptable face coverings at all times; provided that attendees may remove their face coverings when seated at their assigned table to eat/drink. Certain attendees may also remove face coverings while presenting/speaking at the event if they maintain 12 ft. of distance, or are separated by an appropriate physical barrier, from other attendees. ✓ Ensure attendees are not congregating, except when seated at their assigned table. Cocktail receptions where standing is permitted may take place with strict adherence to social distancing and provided that attendees only remove face coverings/consume food/beverages while seated. ✓ Any live music/entertainment/dancing must follow the following parameters: <ul style="list-style-type: none"> • Performers/entertainers must be separated from attendees by 12 ft. or appropriate physical barrier. • Select attendees, designated prior to the event, may participate in ceremonial dances with members of their immediate party/household/family if they maintain 6 ft. from others. 	

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In-Person and Catered Events (Cont'd)	<ul style="list-style-type: none"> Attendees may dance in designated and clearly marked area(s) as long as attendees wear face coverings and maintain 6 ft. of social distance, except for members of their same party (e.g., dates), family, or household. <p>✓ Post appropriate signage notifying attendees of social distancing and face covering requirements.</p>	

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