

RESOLUTION NO. 7520

A RESOLUTION TEMPORARILY MODIFYING SIDEWALK CAFÉ LICENSE REQUIREMENTS AND PERMITTING OUTDOOR CONSUMPTION OF ON-SALE ALCOHOLIC BEVERAGES

WHEREAS, on March 23, 2020 the City Council of the City of Red Wing declared a local emergency pursuant to Minn. Stat. Section 12.29;

WHEREAS, the COVID-19 Pandemic has caused certain restrictions to be placed on business owners and the operations of their businesses;

WHEREAS, the City recognizes the need for businesses to operate under these restrictions in place;

WHEREAS, Governor Tim Walz announced on May 20, 2020, that bars and eateries can start to serve sit-down customers at outdoor tables beginning on June 1, 2020;

WHEREAS, the City temporarily waives the requirement that disallows the consumption of on-sale alcoholic beverages purchased from a licensee outside of the building or structure described in the license; and

WHEREAS, the City wishes to temporarily modify the sidewalk café license process so eateries and bars may begin outdoor operation on June 1, 2020.

NOW THEREFORE, BE IT RESOLVED, that the City Council of Red Wing, Goodhue County, Minnesota, hereby makes and adopts the following requirements for a bar or eatery to operate a sidewalk café and provide for the temporary consumption of on-sale alcoholic beverages purchased from a licensee outside of the fixed, permanent structure:

1. **Sidewalk Café/Outdoor Service Area.** Bars and eateries may establish outdoor seating or sidewalk cafés on their property to facilitate food service, conducted consistent with federal and state orders and public health and safety guidelines. The City Community Development Department is hereby delegated the authority to grant, on behalf of the City, temporary licenses for sidewalk cafés, and temporary flexibility in the City's application requirements for sidewalk cafés. The City Community Development Department may determine appropriate parameters to support bar and restaurant operations under the limitations imposed by the Governor's Emergency Orders.
2. **Temporary Outside Alcohol Consumption Area.** Any on-sale liquor license holder may utilize existing compact and contiguous areas of their property for the purpose of allowing for the service and consumption of on-sale alcoholic beverages in accordance with state mandated guidelines. The license holder must provide an

Outdoor Liquor Consumption Plan to the City Community Development Department for the City's review and approval prior to commencing any outdoor liquor consumption.

3. **Outdoor Liquor Consumption Plan.** The Plan shall include, but not be limited to, a site drawing identifying the outdoor boundary areas, the table arrangement and number of seats, entrance/exit locations, the type of containment structure or barriers that will enclose the proposed service area, and staffing plan.
4. **Termination.** The temporary service allowed by this Resolution shall terminate when the public emergency declared by the governor under Minnesota Statutes Chapter 12 terminates, or the governor permits bars and eateries to reopen for indoor service, whichever occurs first. If indoor service is limited to less than full capacity, the establishment may seek approval from the City Community Development Department that it be allowed to continue, in whole or in part, the outdoor service allowed by this Resolution until full capacity indoor service is reinstated.

Adopted this 26th day of May, 2020.

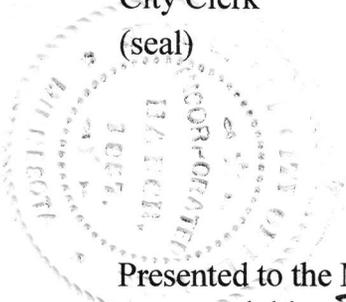


Dean Hove, Council President

ATTEST:



Teri L. Swanson, MCMC
City Clerk
(seal)



Presented to the Mayor at 4:13 p.m. on this 27th day of May, 2020.
Approved this 27th day of May, 2020.



Sean M. Dowse, Mayor