

**CITY OF EDGEWOOD
EXECUTIVE ORDER 20-1**

WHEREAS, the City of Edgewood is under State of Emergency for the COVID-19 virus pursuant to Executive Orders of the Governor of the State of Florida; and

WHEREAS, non-essential business activities continue to be restricted by State Executive Orders designed to mitigate impacts of COVID-19; and

WHEREAS, on April 29, 2020, Governor DeSantis Executed State Executive Order 20-112 which begins the process of expanding allowed operations of non-essential businesses; and

WHEREAS, Executive Order 20-112 allows restaurants and food establishments licensed under Chapters 500 or 509, Florida Statutes, to allow on-premises consumption of food and beverage, so long as they adopt appropriate social distancing measures and limit their indoor occupancy to no more than 25 percent of their building occupancy and allows outdoor seating and service so long as social distancing measures are observed; and

WHEREAS, pursuant to Executive Order 20-112, required social distancing measures include: limiting parties to ten or fewer people, separating all parties by a minimum of six feet, and keeping bar counters closed to seating; and

WHEREAS, pursuant to Resolution 2002-02, the City Council, subject to limitations, has authorized the Mayor to waive certain provisions of the City Code to facilitate the reopening efforts of businesses; and


WHEREAS, this Order shall be subject to ratification by the City Council of the City Edgewood at its next available meeting and, if the City Council votes not to ratify this Order, said Order shall be of no further force and effect as of 12:01 a.m. the morning following such vote.

NOW THEREFORE, IT IS HEREBY ORDERED, pursuant to applicable law, including Resolution 2002-02, that:

1. Effective as of 12:01 a.m., May 4, 2020, notwithstanding anything to the contrary contained within Chapter 134, Article IV and Article V, existing restaurants may temporarily set up tables for seating outdoors on site, including within existing parking areas, provided that:
 - a) total occupancy, including all temporary outdoor seating areas shall not exceed the total occupancy originally approved for the restaurant;
 - b) all tables shall be placed in a manner where all parties are separated by a minimum of six feet and no parties larger than ten people are allowed;
 - c) tables shall not be located in such a manner as to prevent pedestrian travel on sidewalks or impair ADA access including clear paths to access ramps;
 - d) temporary outdoor seating areas shall be set back a minimum of fifteen feet from the right-of-way line of public streets and roads;
 - e) temporary outdoor seating areas shall be set back a minimum of seven feet from adjacent properties;
 - f) temporary outdoor seating areas placed within existing parking areas pursuant to this Order shall not occupy more than 25% of the required parking spaces.

- shall not occupy ADA required parking spaces, and shall not be allowed to encroach into any vehicular drive aisles;
- g) temporary outdoor seating areas shall be clearly delineated to pedestrian and vehicular traffic by rope, tape, or other clearly visible markers;
 - h) business owners shall take reasonable measures to protect temporary outdoor seating areas from any encroachment by vehicular traffic; drive aisles may be temporarily closed to vehicular traffic so long as sufficient drive aisles remain to provide safe and functional traffic flow within the parking area and twenty feet of unobstructed paved access for emergency vehicle access is maintained;
2. Restaurants that set up temporary outdoor seating areas pursuant to this Order may also erect temporary shades and temporary canopies to provide shade and increased visibility to outdoor seating areas provided such shades and canopies are not inconsistent with any requirement of the Florida Building Code.
 3. Seating areas established pursuant to this Order and any temporary shades or tents shall be removed from parking areas and properly stored when the business closes each day unless such tents or shades have received a permit from Orange County Building Safety. All trash and other service items utilized for temporary outdoor seating shall be properly disposed of or stored when the business closes each day.
 4. Nothing in this Order shall waive any State requirements, including any requirements relating to the preparation of food and the sale or service of alcoholic beverages. In addition, nothing in this Order shall relieve any property owner of obligations or restrictions under any lease agreement.
 5. All other requirements of Federal, State, and local law not specifically discussed herein shall continue to be observed and enforced.
 6. This Order shall continue in full force and effect for a period of thirty days unless terminated earlier by subsequent Executive Order or formal action by the City Council.
 7. Any provision within this Emergency Order which conflicts with any State or federal law or constitutional provision or conflicts with or is superseded by any Executive Order of the Governor of the State of Florida or President of the United States shall be deemed inapplicable and deemed severed from this Emergency Order with the remainder of the Emergency Order remaining in full force and effect.

CITY OF EDGEWOOD

By: 
John Dowless, Mayor

Date: 5/1/2020

ATTEST:

By: 
Bea Meeks, City Clerk



May 1, 2020
Ratified by Commission Date