

**CITY OF FALCON HEIGHTS
COUNCIL RESOLUTION**

May 27, 2020

No. 20-23

**A RESOLUTION ALLOWING TEMPORARY
OUTDOOR CUSTOMER SERVICE AREAS**

WHEREAS, the City of Falcon Heights has declared a Local Peace Time Emergency due to the COVID-19 Health Pandemic; and,

WHEREAS, in furtherance of the federal, state, and local government response, there is a need to provide multiple additional and alternative customer service areas on commercial sites in order to limit forward-facing exchanges between customers and employees, and to promote physical and social distancing between persons engaged in business activities within the city.

NOW, THEREFORE, BE IT RESOLVED that after due consideration, the Mayor and City Council of the City of Falcon Heights, Minnesota, hereby declare that effective immediately, and notwithstanding any City Code provision to the contrary, any business located in a business zone may establish drive-up areas, customer ordering, waiting or pick-up areas, or customer seating or service areas on its property to facilitate safe commercial activity conducted consistent with federal and state orders or guidelines, in accordance with the following:

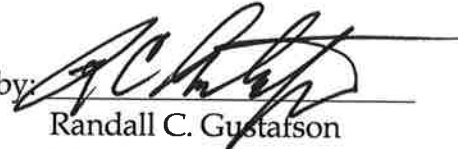
1. The temporary outdoor use may occur in parking areas without the need for a variance. However, if the business is not the fee owner of the property used by the business for the temporary outdoor use, any temporary outdoor use must have written approval from the fee owner of the premises.
2. No city permits are required prior to establishing these customer areas, but operators must prepare a traffic management plan and site plan and must provide on-site traffic and operational management. The traffic management and site plans must be submitted to the City prior to expanding outdoor customer service areas. Customer waiting or service areas must not impede sidewalk usage nor block disabled person parking spaces or ramps, nor shall any activity create nuisance conditions for abutting properties.
3. Limited on-site signage is authorized as well as limited on-site directional signage. Temporary tables, tents and sun shelters may be erected, but any structure requiring state building and fire code permits must submit plans and permit applications for accelerated review by city staff,
4. Any business using an outdoor space is responsible for providing waste receptacles and ensuring the area is free of litter.
5. If liquor is to be dispensed or consumed in the proposed temporary customer areas, the licensee must obtain a modification to their defined premises area in their liquor license.

BE IT FURTHER RESOLVED, this policy will continue until repealed by subsequent City Council action or termination of the Local Peace Time Emergency.

Passed by the City Council of the City of Falcon Heights, Minnesota this 27th day of May, 2020.

Moved by: *Weyhee*

Approved by:



Randall C. Gustafson
Mayor

GUSTAFSON
MIAZGA
ANDREWS
LEEHY
WEYHEE

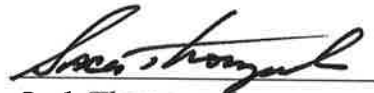
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In Favor

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Against

Attested by:



Sack Thongvanh
City Administrator