

RESOLUTION NO. 2020 – 12 (AMENDED June 18, 2020)

**CITY OF BRIGHTON RESOLUTION TO PROMOTE OUR COMMUNITY
AND HEALTHY PUBLIC SOCIALIZATION**

WHEREAS, the outbreak of the novel coronavirus (COVID-19) has caused a global pandemic; and

WHEREAS, the President of United States declared a national emergency on March 13, 2020 due to the health and economic implications of the COVID-19 virus; and

WHEREAS, the Governor of the State of Michigan declared a state of emergency and issued several executive Orders temporarily closing all non-essential businesses; and

WHEREAS, the Michigan Governor's state of emergency and executive Orders will result in direct economic consequences for businesses in the City of Brighton, Livingston County, and across the State of Michigan that provide employment for many Michigan citizens; and

WHEREAS, while the State works to mitigate the health effects of COVID-19, it is necessary for the City of Brighton to take all reasonable steps to preserve and protect the existence of local businesses and their ability to endure this state of emergency and continue to employ local workers consistent with the laws, recommendations, and restrictions as set forth by the Governor's Executive Orders, the Centers for Disease Control (CDC), and the Livingston County Health Department (LCHD); and

WHEREAS, the Michigan Governor's Executive Orders continue to allow for carry out dining and curbside and by appointment retail business activities; and

WHEREAS, the Michigan Governor's Executive Orders promote outdoor recreation including pedestrian activities; and

WHEREAS, it is necessary for the City of Brighton to encourage and promote the physical and mental well-being of its citizens within the laws, recommendations, and restrictions as set forth by the Governor's Executive Orders, the CDC and the LCHD; and

WHEREAS, the City of Brighton currently allows for sidewalk cafes, and temporary sidewalk occupancy permits; and

WHEREAS, due to the City of Brighton's current streetscape design, including narrow sidewalks, maintaining sidewalk café options, while facilitating ADA requirements and social distancing, can be problematic in areas; and

WHEREAS, the City of Brighton wishes to facilitate commerce and community physical and mental health by creating a City environment that encourages social distancing and the public health best practices as recommended by the Governor, CDC, and LCHD.

NOW THEREFORE BE IT RESOLVED, the City of Brighton City Council resolves as follows:

1. Sidewalk cafes will continue to be facilitated where possible upon the termination of applicable executive orders as identified on the attached map, as may be amended.

2. Platform dining options will be added as an option through the sidewalk and/or right-of-way permit process upon the termination of applicable executive orders as identified on the attached map, as may be amended.
3. Beginning June 12, 2020 through Labor Day Weekend, Main Street may be closed on specified days or evenings, beginning with Fridays and Saturdays, to facilitate commerce and better enable social distancing. During these times, businesses will have full use of the sidewalks ~~directly adjacent to their place of business. No tents will be allowed.~~ of sidewalk areas, while maintaining 48 inches for ADA accessibility. Additionally, businesses may use adjacent parking (parallel or diagonal) areas. Where parking areas do not exist, up to 15 feet of roadway from the curb face may be used. Pop up tents will be allowed, but must be disassembled overnight.
4. Individual family eating areas will be provided in certain areas downtown to allow families to enjoy carry-out meals outdoors consistent with the social distancing guidelines of the Governor's Executive Orders, and the recommendations of the CDC and LCHD.
5. City Council requests City Staff and City Attorney to work with the Planning Commission to bring forward recommended amendments to the Temporary Land Use/Zoning Ordinance at its earliest opportunity.
6. Nothing in his Resolution shall be construed to conflict with the Governor's Orders with regard to COVID-19, including, but not limited to, Executive Orders 2020-69 and 2020-96, any amendments thereto, or subsequent modifying or applicable Orders.
7. All businesses, families, and individuals are strongly encouraged and expected to continue to follow the laws, recommendations, and restrictions as set forth by the Governor's Executive Orders, the CDC, and the LCHD, maintaining the personal responsibility to protect themselves, their loved ones, and our greater community.

IT IS HEREBY CERTIFIED that the City Council of the City of Brighton adopted the foregoing resolution at a regular meeting on the 4th day of June, 2020 by the following vote:

PRESENT:

NAYS:

ABSENT:

RESOLUTION DECLARED ADOPTED.

Dated: _____

CERTIFICATION

I, Tara Brown, City Clerk for the City of Brighton, do hereby certify that the foregoing is a true and complete copy of a Resolution adopted by the City Council at the Regular Meeting held on April 16, 2020.

Tara Brown, City Clerk
City of Brighton
200 N. 1st Street
Brighton, MI 48116