

CITY OF APALACHICOLA RESOLUTION 2020-10

A RESOLUTION BY THE CITY COMMISSION OF THE CITY OF APALACHICOLA,
REGARDING A TRIAL PERIOD OF EMERGENCY OUTSIDE DINING.

WHEREAS, the State of Florida has declared COVID-19 a Public Health Emergency; and

WHEREAS, the City of Apalachicola Comprehensive Emergency Plan has been activated, and

WHEREAS, Florida Statutes 252.38 provides authority for the waiver by the Board of procedures and formalities otherwise required of the City of Apalachicola under the circumstance of a Local State of Emergency, and,

WHEREAS, the COVID-19 pandemic has placed local businesses under extreme economic stress, and threatened their survival,

NOW THEREFORE, BE IT RESOLVED by the City of Apalachicola, that:

1. Outdoor dining shall be allowed in up to (24) parking spaces on the north side of Ave. D, between Market and Water Streets, for a trial period beginning Friday, May 8, at 12 noon EST, and ending Monday, May 25th, at 12 noon. Said area shall be utilized solely for the purpose of creating additional dining space, and “entertainment or social gathering” within the area are strictly prohibited. Said area shall close by 9pm.
2. Each restaurant using those spaces shall sign a document releasing the City of Apalachicola from liability for any accidents or injuries that result from dining in those spaces, and will name the City as an additional insured on its own insurance policies, and
3. Each restaurant using those spaces shall take responsibility for maintaining social distancing, CDC recommended cleaning procedures necessary during COVID-19 to prevent the spread of COVID-19, provide restroom and handwashing facilities, and for providing barricades necessary for public safety. The manner, method and materials utilized to establish the barricade shall be subject to the City’s approval in advance of installation. At all times during the period of time in which said parking areas are closed to the public, every participating business shall ensure that its employees park outside of the main downtown area and at least two blocks from the area of closure.
4. The City may terminate the outdoor dining in those (24) spaces at any time, and in its sole discretion, if the City believes there is a threat to public health or safety.

INTRODUCED and adopted this 8th day of May, 2020.

FOR THE CITY COMMISSION OF THE CITY OF
APALACHICOLA, FLORIDA

Kevin Begos, Mayor

ATTEST:

Deborah Guillotte, Secretary