

**RESOLUTION DELEGATING CERTAIN FOOD
AND ALCOHOL SERVICE RELATED
REGULATORY AUTHORITY TO CITY STAFF**

WHEREAS, the Common Council finds that it is in the best interest of the City of Whitewater to pass a resolution that can remove delays and burdens associated with certain regulatory approvals and to implement temporary changes which may be necessary to temporarily enable food service establishments to increase outdoor seating and service, and

WHEREAS, the local State of Emergency declared by the Common Council pursuant to Wisconsin Statutes, Section 323.11, provides authority for the Common Council to order whatever is necessary and expedient for the health, safety, protection, and welfare of persons and property within the City, including actions provided for in the below resolution,

NOW, THEREFORE, BE IT RESOLVED as follows:

1. Approval of Temporary Expansions and/or Changes of the Description of Alcohol Licensed Premises Areas for restaurant establishments, shall be delegated to City staff, including but not limited to, curbside delivery areas, outdoor seating areas, expanded sidewalk cafes, special events, parking lot uses, and other appropriate areas, provided the use of the area and the location of the expansion and/or change meets all other legal criteria. In addition, the description of the Alcohol Licensed Premises included in any conditional use permit may be expanded and/or changed by staff.

2. City staff is delegated the authority to waive requirements and restrictions for existing and new sidewalk café permits (Chapter 5.19), parklet café permits (Chapter 5.16) and outdoor private property café permits (Chapter 5.18). This authority also allows City staff to approve service of food and alcohol in closed street areas.

3. The intent of this resolution is to allow for expanded dining areas for safely seated patrons at food service restaurants. It is not to allow for social gatherings for the purpose of alcohol consumption unrelated to dining.

4. The provisions in this resolution shall expire on November 30, 2020.

Resolution introduced by Council Member _____, who moved its adoption.

Seconded by Council Member _____.

AYES:
NOES:
ABSENT:
ADOPTED:

Cameron Clapper, City Manager

Michele R. Smith, City Clerk