

RESOLUTION NO. 5006

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE AUTHORIZING THE TEMPORARY CLOSURE OF SHORT STREET SOUTH OF EAST BRANCH STREET AND NORTH OF OLOHAN ALLEY TO ACCOMMODATE ITS USE AS A COMMON OUTDOOR EATING AREA DURING THE COVID-19 REOPENING PROCESS

WHEREAS, California Vehicle Code Section 21101 (e) authorizes municipalities to close any street temporarily for celebrations or other local special events or other purposes when in the opinion of the local authorities having jurisdiction such closing is necessary for the safety and protection of persons who are to use that portion of the street during the temporary closing and such closing must be adopted and provided for by resolution; and

WHEREAS, restaurants in the Village of Arroyo Grande have suffered during the shelter-at-home orders issued by the state and county in response to the COVID-19 pandemic, and, although the state has allowed restaurants to reopen, they are required to ensure adequate physical distancing or protective measures installed between tables, resulting in many restaurants being forced to reduce the number of tables and seats available for their customers; and

WHEREAS, many restaurants are serving more meals to-go in order to meet the demands of their customers during COVID-19 and to enable them to serve more customers than they could with the limited tables they can accommodate under the current limitations; and

WHEREAS, interest has been expressed by restaurants in the Village to create a common outdoor eating area on Short Street to enable customers to eat to-go meals while also staying within the Village; and

WHEREAS, closure of Short Street south of East Branch Street and north of Olohan Alley to allow it to be used as a common outdoor eating area will support restaurants and businesses in the Village during the COVID-19 reopening process; and

WHEREAS, the Department of Public Works, the Police Department, and the Fire Department have no objections to the closure.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Arroyo Grande

1. Authorizes the temporary closure of Short Street south of East Branch Street and north of Olohan Alley beginning on June 24, 2020, and ending when the COVID-19 limitations on restaurant operations are lifted by the State and County of San Luis Obispo or when the Acting City Manager/Public Works

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Director and Acting Deputy City Manager/Community Development Director determine that closure is no longer appropriate for public health and safety reasons or due to lack of use or misuse.

2. The City Clerk shall certify to the adoption of this Resolution and shall cause a certified copy to be filed in the Office of the City Clerk.

On motion of Council Member Paulding, seconded by Council Member Storton, and on the following roll call vote, to wit:

AYES: Council Members Paulding, Storton, George, Barneich, and Mayor Ray Russom

NOES: None

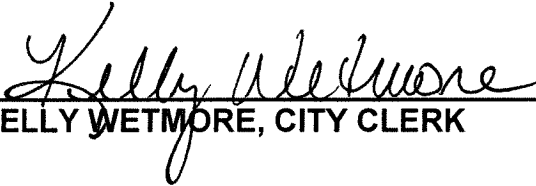
ABSENT: None

the foregoing Resolution was passed and adopted this 23rd day of June, 2020.



KEITH STORTON, MAYOR PRO TEM

ATTEST:



KELLY WETMORE, CITY CLERK

APPROVED AS TO CONTENT:



BILL ROBESON, ACTING CITY MANAGER

APPROVED AS TO FORM:



TIMOTHY J. CARMEL, CITY ATTORNEY

OFFICIAL CERTIFICATION

I, **KELLY WETMORE**, City Clerk of the City of Arroyo Grande, County of San Luis Obispo, State of California, do hereby certify under penalty of perjury, that the attached Resolution No. 5006 was passed and adopted at a regular meeting of the City Council of the City of Arroyo Grande on the 23rd day of June, 2020.

WITNESS my hand and the Seal of the City of Arroyo Grande affixed this 25th day of June, 2020.



KELLY WETMORE, CITY CLERK

RESOLUTION NO. 5018

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ARROYO GRANDE AUTHORIZING MODIFICATIONS TO THE TEMPORARY CLOSURE OF SHORT STREET SOUTH OF EAST BRANCH STREET AND NORTH OF OLOHAN ALLEY TO ACCOMMODATE ITS USE AS AN OUTDOOR EATING AREA DURING THE COVID-19 REOPENING PROCESS

WHEREAS, California Vehicle Code Section 21101 (e) authorizes municipalities to close any street temporarily for celebrations or other local special events or other purposes when in the opinion of the local authorities having jurisdiction such closing is necessary for the safety and protection of persons who are to use that portion of the street during the temporary closing and such closing must be adopted and provided for by resolution; and

WHEREAS, restaurants in the Village of Arroyo Grande have suffered during the shelter-at-home orders issued by the State and County of San Luis Obispo in response to the COVID-19 pandemic and are adapting to new restrictions and requirements, in part, by serving more patrons outdoors to the extent possible; and

WHEREAS, to help support local restaurants provide an opportunity for their patrons to obtain and eat meals outdoors while remaining in the Village, the City Council previously approved closure of Short Street for use as a common dining area via Resolution No. 5006, adopted on June 23, 2020; and

WHEREAS, effective July 13, 2020, the State Public Health Officer ordered all restaurants to close their indoor dining operations throughout the state and, in response, the City has received at least one application from a restaurant adjacent to Short Street to use a portion of the closed Short Street area as outdoor dining space for its patrons; and

WHEREAS, the City Council desires to modify its approval of the closure of Short Street to allow individual restaurants to use a portion of the closed area for their own customers, under the conditions identified herein.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Arroyo Grande as follows:

1. The temporary closure of Short Street south of East Branch Street and north of Olohan Alley previously approved by the City Council on June 23, 2020, via Resolution No. 5006, shall be modified to allow use of the closed area by individual restaurants as outdoor dining space so long as the individual restaurants maintain at least four tables total within the closure area for use by the general public as common dining space.

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2. Short Street shall remain temporarily closed until the COVID-19 limitations on restaurant operations are lifted by the State and County of San Luis Obispo or until the Acting City Manager/Public Works Director and Acting Deputy City Manager/Community Development Director determine that closure is no longer appropriate for public health and safety reasons or due to lack of use or misuse.
3. The City Clerk shall certify to the adoption of this Resolution and shall cause a certified copy to be filed in the Office of the City Clerk.

On motion of Council Member Storton, seconded by Mayor Ray Russom, and on the following roll call vote, to wit:

AYES: Council Members Storton, Barneich, Paulding, George, and Mayor Ray Russom

NOES: None

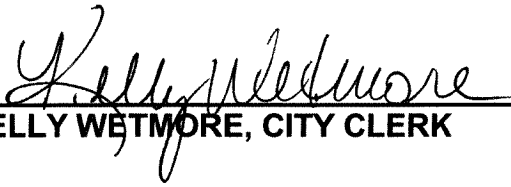
ABSENT: None

the foregoing Resolution was passed and adopted this 28th day of July, 2020.



CAREN RAY RUSSOM, MAYOR

ATTEST:



KELLY WETMORE, CITY CLERK

APPROVED AS TO CONTENT:



BILL ROBESON, ACTING CITY MANAGER

APPROVED AS TO FORM:

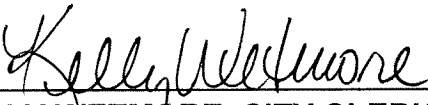


TIMOTHY J. CARMEL, CITY ATTORNEY

OFFICIAL CERTIFICATION

I, **KELLY WETMORE**, City Clerk of the City of Arroyo Grande, County of San Luis Obispo, State of California, do hereby certify under penalty of perjury, that the attached Resolution No. 5018 was passed and adopted at a regular meeting of the City Council of the City of Arroyo Grande on the 28th day of July, 2020.

WITNESS my hand and the Seal of the City of Arroyo Grande affixed this 29th day of July, 2020.



KELLY WETMORE, CITY CLERK