



CITY OF WARWICK

JOSEPH J. SOLOMON
MAYOR

EXECUTIVE ORDER 2020-08

AN EMERGENCY ORDER AMENDING THE CODE OF ORDINANCES TO TEMPORARILY ALLOW OUTSIDE DINING AT RESTAURANTS IN THE CITY OF WARWICK

WHEREAS: The State of Rhode Island and the City of Warwick are dealing with unique and unprecedented conditions caused by the highly contagious and very dangerous COVID-19 virus, which has been declared a pandemic by the World Health Organization; and,

WHEREAS: The COVID-19 crisis has had a devastating effect on Warwick's robust and diverse restaurant industry; and,

WHEREAS: The City of Warwick has a substantial number of restaurants that have been adversely impacted by COVID-19-mandated closures; and,

WHEREAS: While the state's "stay-at-home" order will expire on Saturday, May 9, 2020, with phased re-openings, social distancing orders will not allow most of Warwick's restaurants to reopen at allowed interior capacity; and,

WHEREAS: The health, safety, and well-being of Warwick's restaurant owners, employees and guests is of critical importance to the City of Warwick; and,

WHEREAS: The City of Warwick seeks to support its restaurants and allow them to recover from the financial hardship imposed by the COVID-19 crisis as quickly as possible and, therefore, is instituting temporary measures to allow restaurants to add outdoor seating capacity for open-air dining.

NOW THEREFORE, BE IT RESOLVED THAT I, JOSEPH J. SOLOMON, MAYOR OF THE CITY OF WARWICK, do hereby order that all restaurants properly licensed and permitted at the date of issuance of this Executive Order shall be allowed to apply for a temporary license to permit outdoor seating, in accordance with the following rules and regulations:

RULES GOVERNING TEMPORARY ALLOWANCE OF OUTDOOR SEATING OF RESTAURANTS IMPACTED BY THE COVID-19 CRISIS

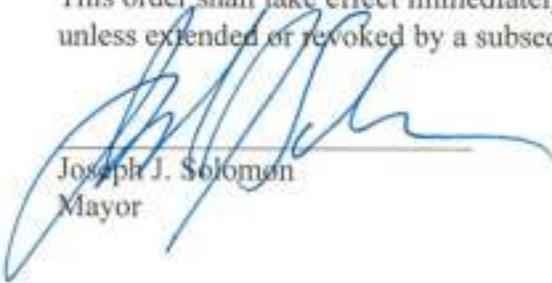
Outdoor seating is temporarily permitted outside of all restaurants upon compliance with the following regulations:

1. Outdoor seating shall be located on the same lot as/or adjacent to the principal restaurant provided the appropriate City permits and/or licenses have been obtained. In the event a restaurant is located within a retail plaza, the outdoor seating shall be located on the sidewalk within the tenant lease area.
2. To protect the safety of seated diners, all outdoor seating, including sidewalk or parking lot seating, shall be sufficiently and safely protected from adjacent parking, drive aisles and roadways by a barrier that is deemed sufficient by the Building Official to prevent motor vehicle impact.
3. When outdoor seating is located on a sidewalk adjoining the principal restaurant there shall be a minimum three feet six inches (3' 6") wide unobstructed and clear passageway for pedestrians on the sidewalk. For the purposes of this section the measurement shall start from building side edge of the curbing.
4. Nothing shall hang over the sidewalk (umbrellas, signs etc.) below seven (7) feet.
5. When outdoor seating is located on a sidewalk adjoining the principal restaurant, outdoor seats, tables and related furnishings shall be removed and secured at the close of business daily. In the case of inclement weather, all outdoor furniture shall be secured to prevent damage from storms.
6. No outdoor seating shall encroach upon any part of the sidewalk frontage of any adjacent property or driveway or adjacent tenant area.
7. Outdoor seating shall comply with all applicable building, health, safety, fire and environmental standards.
8. In cases where the outdoor seating will be in the parking area of the restaurant, the establishment shall comply with Parking Requirements of the zoning ordinance.
9. All outdoor dining shall comply with all guidance and regulations set forth in current and future Executive Orders issued by the Governor and existing State regulations and/or as issued by the Mayor of Warwick.

10. A temporary outdoor seating permit may be applied for through the *Warwick Police Department Licensing Division (99 Veterans Memorial Drive) who may be reached at 401-468-4340/4341.*

11. This allowance can be revoked without warning at any time if the establishment is found to be in non-compliance with any of the above conditions.

This order shall take effect immediately upon signature and shall expire on October 17, 2020, unless extended or revoked by a subsequent executive order.



Joseph J. Solomon
Mayor

MAY 8, 2020

Date