



## **MEMO**

**To** Mayor and City Council  
**From** Oksana Maher, Deputy City Clerk  
**Date** May 26, 2020  
**Re** Resolution 20-32; Temporary Expansion of Outdoor Premises to Restaurants and On-Sale Liquor Establishments

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On May 20, 2020 Governor Walz signed Emergency Executive Order 20-56 providing for bars and restaurants to open on June 1 for outdoor service so long as certain conditions including social distancing are maintained to prevent the spread of COVID-19.

The proposed & attached Resolution would allow Tonka Bay restaurants and On-Sale businesses to temporarily expand their outdoor service through an administrative process.

This temporary approval process would be handled by the city clerk's office in accordance with their respective On-Sale or other licenses and communicated to license holders upon approval. The attached resolution allows for a temporary administrative process to approve expanding the outdoor service for restaurants and/or On-Sale establishments in Tonka Bay that meet the following regulations:

1. The retailer must provide the city with proof that their liquor liability insurance covers alcohol sales in any expanded outdoor spaces which, under MN Law, must be "compact and contiguous" to the main structure.
2. The city must approve a map of the extended areas which limits guests to 50 for the entire outdoor service area. Once city approves the map it must be sent to DPS, Alcohol and Gambling Enforcement Division.
3. Local zoning and building codes would apply to any physical expansions such as new or modified patios or decks.
4. Employees providing food or drink service must wear masks according to DEED guidance.

### **Attachments**

Resolution 20-32



**Council Action Requested**

Discuss and, if desired, approve.

**Recommended Motion**

“I move to adopt Resolution Resolution 20-32 Approving Temporary Expansion of Outdoor Premises to On-Sale Liquor Establishments in Tonka Bay.”