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CITY COUNCIL AGENDA ITEM



Date: July 6, 2021

To: Mark F. Miller, City Manager

From: Robert J. Bruner, Assistant City Manager
R. Brent Savidant, Community Development Director

Subject: TEMPORARY ENCLOSURES – A Resolution to Commence Enforcement of Regulations Related to Temporary Enclosures

During the coronavirus pandemic, the Governor of Michigan passed numerous Executive Orders intended to protect residents from the coronavirus. Many of these Executive Orders negatively impacted businesses in the City of Troy. Specifically, capacity limitations affected revenue for restaurants and other businesses.

Based on feedback from many restaurant owners, on September 21, 2020, City Council passed Resolution #2020-09-137, directing City Administration to not enforce provisions of Sections 7.13 and 7.14 of Chapter 39. Specifically, these provisions related to hours of operation and duration and the requirement that temporary enclosures are permitted during periods of construction or for special events. This action provided relief for Troy restaurant owners by providing additional indoor seating during colder months when their patio areas were no longer usable due to cold, rain and snow.

The City of Troy is no longer restricted by any Executive Order related to the coronavirus. Therefore, Troy businesses are able to operate at full capacity, as they were prior to the pandemic. This provides an opportunity for City Administration to commence enforcement of Sections 7.13 and 7.14 of Chapter 39. It is proposed that the enforcement of Temporary Enclosure provisions coincide with the expiration of additional Temporary Sign allowances approved by City Council on June 1, 2020 and extended through November 21, 2021.

Legal Review

This item was submitted to the City Attorney for review pursuant to City Charter Section 3.17.

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