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troymi.gov

CITY COUNCIL AGENDA ITEM



Date: November 18, 2021

To: Mark F. Miller, City Manager

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

Subject: 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.

On July 12, 2021, City Council passed Resolution #2021-07-108-J-6, which extended this action through November 21, 2021. This means that City Administration would initiate enforcement action against temporary enclosures on November 22, 2021. There is growing evidence that the number of coronavirus cases in Michigan are again on the rise. In an effort to be proactive for Troy businesses, it is proposed that City Administration continue to not enforce Sections 7.13 and 7.14 of Chapter 39 through June 30, 2022.

Legal Review

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

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