



MAYOR CARLO DEMARIA BY EXECUTIVE ORDER ISSUES THE FOLLOWING:

*Whereas, the COVID-19 pandemic has had a devastating impact on restaurants and eateries;*

*Whereas, these businesses will not immediately be allowed to reopen at full occupancy;*

*Whereas, the City of Everett strives to help restaurants and eateries recover as quickly as possible from the economic hardship COVID-19 has placed on them; and*

*Now therefore, based on the conditions cited above, and other well-known adverse effects of the COVID-19 crisis, the Honorable Mayor Carlo DeMaria and Executive Director of Health and Human Services, upon the recommendation of Public Health Officials, and the need to protect the health of the inhabitants of the City of Everett, issues the following protocol:*

### **TEMPORARY OUTDOOR DINING POLICY**

**SECTION 1:** All restaurants and eateries established at the time this Executive Order is executed shall be allowed to have outdoor seating under the following criteria:

- (1) Outdoor seating is permitted outside a principal restaurant or eatery establishment provided it complies with the following regulations:
  - (a) Outdoor seating shall be located on the same lot as or adjacent to the principal establishment provided the appropriate City permits and/or licenses have been obtained.
  - (b) When outdoor seating is located on a sidewalk adjoining the principal establishment there shall be a minimum four feet (4') wide unobstructed passageway for pedestrians on the sidewalk. For the purposes of this section the measurement shall start from the building side edge of the sidewalk curbing.
  - (c) Nothing shall hang over the sidewalk (umbrellas, signs etc.) below seven (7') feet.
  - (d) All outdoor seats, tables, and related furnishings must be removed and secured at the close of business daily. In the case of inclement weather, all outdoor furniture shall always be secured.
  - (e) No outdoor seating shall encroach upon any part of the sidewalk frontage of any adjacent property, business, or alley without written permission from all parties.



- (2) This allowance can be revoked without warning at any time if the establishment is found to be in non-compliance.
- (3) The signatory shall be responsible for and shall indemnify and hold harmless the City of Everett from and against all damages, claims or demands that may, during the term of this license, arise by the negligent or intentional acts of signatory or signatory's employees.
- (4) All outdoor dining shall comply with all guidance and regulations set forth in current and future Executive Orders issued by the Governor, the Mayor, and State regulations.
- (5) This temporary ordinance will expire in conjunction with or in accordance to state and local orders.

**SECTION 2:** All customers and staff must adhere to all mandatory Massachusetts Department of Public Health's Safety Standards as revised.

**SECTION 3:** This ordinance shall take effect upon which time the Governor of Massachusetts declares that restaurants and eateries can engage in outdoor dining operations. All other relevant portions of previously issued Executive Orders and ordinances are in full force and effect.

SIGNATURES

Carlo DeMaria  
Mayor

Jerry Navarra  
Director, Health & Human Services

As of Monday June 8, 2020, at 9:00AM and continuing for the duration of the State of Emergency in the Commonwealth, this order shall be in effect forthwith.