RESOLUTION NO. 2021-18

A RESOLUTION OF THE ALBANY CITY COUNCIL AFFIRMING SOLANO AVENUE ONLY AS THE PERMITTED <u>LOCATION</u> FOR OUTDOOR DINING DURING THE ALAMEDA COUNTY PUBLIC HEALTH COVID-19 EMERGENCY

WHEREAS, the City of Albany has an encroachment permit process to allow for outdoor dining on public right of way; and

WHEREAS, the City Council adopted Resolution No. 2020-73 on July 6, 2020 authorizing a fee waiver for outdoor dining encroachment permits during the Alameda County Public Health COVID-19 Shelter-in-Place Order and allowing staff discretionary authority; and

WHEREAS, City Council adopted Resolution No. 2020-129 on December 21, 2020, authorizing staff review of encroachment permits for semi-permanent outdoor dining structures on Solano Avenue during the Alameda County Public Health COVID-19 Shelter in Place Order; and

WHEREAS, outdoor dining was permitted to resume effective January 26, 2021; and

WHEREAS, the City Council considered all public comments received, the presentation by City staff, the staff report, and all other pertinent information.

NOW THEREFORE, BE IT RESOLVED, that the Albany City Council hereby affirms the location of in-street outdoor dining installations to commercial frontage only and prohibits installations that would reduce the availability of ADA accessible parking spaces, and loading zones during the Alameda County public health COVID-19 emergency.

GE'NELL GARY, MAYOR



City of Albany

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PASSED AND APPROVED BY THE COUNCIL OF THE CITY OF

ALBANY, The 1st day of March, 2021, by the following votes:

AYES: Council Members Jordan, McQuaid, Nason, Tiedemann and Mayor Gary

NOES: none

ABSENT: none

ABSTAINED: none

RECUSED: none

WITNESS MY HAND AND THE SEAL OF THE CITY OF ALBANY, this 2nd

day of March, 2021.

Anne Hsu
CITY CLERK