



OFFICE OF THE TOWN SUPERVISOR
JOHN C. WHITNEY, P.E.

LOCAL EMERGENCY ORDER - TOWN OF GRAND ISLAND

JOHN C. WHITNEY, P.E. – TOWN SUPERVISOR

WHEREAS, on March 16, 2020, April 15, 2020 and May 15, 2020, I issued a Proclamation of a Local State of Emergency pursuant to Section 24(1) of Article 2-B of the Executive Law as a result of the COVID-19 pandemic; the current Local State of Emergency is in effect to and including June 14, 2020 and the Governor has declared a State Disaster Emergency, which is currently in effect; and

WHEREAS, I hereby find that the COVID-19 pandemic has been devastating to local businesses and that local businesses may need relief from applicable Town of Grand Island laws and ordinances in order to operate safely, in accordance with Executive Orders issued by the Governor; and

WHEREAS, Governor Cuomo has announced that outdoor seating for restaurants would be allowed in Phase 2 reopening and the Town of Grand Island is currently in a region approved for Phase 2; and

WHEREAS, to expedite the opening of these restaurants, and allowing outdoor dining in the Town of Grand Island on a temporary basis, to allow restaurants to operate safely, I find that suspension of local laws is appropriate because they may prevent, hinder, or delay necessary action in coping with a disaster or recovery therefrom;

NOW, THEREFORE, I, John C. Whitney, Town Supervisor of the Town of Grand Island, by virtue of the authority vested in me by the Laws of the State of New York, hereby issue the following Local Emergency Order pursuant to Section 24 of the Executive Law:

(1) All provisions of the Town of Grand Island Code which would restrict or require review and/or approval for outdoor dining, including but not limited to, Section 407-162, are hereby suspended to allow the following: Existing restaurants that had been operating immediately prior to the Governor's NY Pause orders may utilize outdoor seating in connection with their operations provided, however, that the Code Enforcement Officer reviews, for safety, the specific location proposed for outdoor dining and grants approval (which may only be withheld if there is a customer safety concern), and applicable state guidance is followed regarding social distancing (use of masks, tables located 6 feet away from each other, etc.). This suspension is temporary and is in response to the pandemic. No use of land pursuant to this order shall create any vested right to continue any operations upon expiration or rescission of this order.

GIVEN, this 5th day of June, 2020.

By: _____

John C. Whitney, P.E., Town Supervisor