

## RESOLUTION 20-10875

### **A RESOLUTION OF THE BILLINGS CITY COUNCIL TEMPORARILY SUSPENDING BMCC 27-613(a)(2) TO ALLOW THE ADMINISTRATIVE REVIEW AND APPROVAL OF TEMPORARY NEW OR EXPANDED OUTDOOR PATIO LOUNGE AREAS WHERE ALCOHOLIC BEVERAGES ARE SERVED FOR ON-PREMISE CONSUMPTION**

WHEREAS, BMCC 27-613(a)(2) Requires a Special Review approval for an establishment in which additions and/or remodels include an outdoor patio lounge where alcoholic beverages are served for on-premise consumption; and

WHEREAS, BMCC 27-304(c) allows for the City Council through resolution to temporarily suspend various requirements and restrictions, including those of 27-613(a)(2) that require uses of land to be in conformity with the City Zoning Regulations; and

WHEREAS, the Centers for Disease Control (CDC), the State of Montana, and the Yellowstone County Health Officer have placed restrictions and/or made recommendations for the operations of restaurants, bars and other places that serve alcohol for on-premise consumption to reduce the public health risks from the COVID-19 virus in Billings; and

WHEREAS, the Yellowstone County COVID-19 Unified Command's Economic Response/Recovery Team in coordination with City staff, the Downtown Billings Partnership and other stakeholders has identified expansion of outdoor dining and lounge areas as a strategy to maintain social distancing and limit contact between patrons during the COVID-19 Pandemic. In addition, having a quick administrative response to allowing temporary outdoor seating areas will benefit many businesses in Billings; and

WHEREAS, this temporary suspension of a Special Review approval for an establishment in which additions and/or remodels include an outdoor patio lounge where alcoholic beverages are served for on-premise consumption does not mean any outdoor patios or lounges administratively reviewed under this suspension are permanent. An establishment choosing to turn a temporary outdoor patio or lounge area in to a permanent one would be subject to BMCC 27-613(a)(2) after the end date specified in this resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BILLINGS, MONTANA that BMCC 27-613(a)(2) is hereby temporarily suspended for the period of June 9, 2020 through October 16, 2020 in the City of Billings.

ADOPTED AND APPROVED by the City Council of the City of Billings, Montana,  
on the 8th day of June, 2020.



CITY OF BILLINGS

By:

William A. Cole  
William A. Cole, Mayor

ATTEST:

By: Denise R. Bohlman  
Denise R. Bohlman, City Clerk