



## **TOWN OF DUCK, NORTH CAROLINA**

### **Temporary Accommodations for Businesses Subject to Covid-19 Restrictions**

I, Mayor Don Kingston authorize the Town Manager to enact temporary accommodations in town regulations consistent with and furthering the purposes of Emergency Proclamation 2020-01 and consistent with the provisions of the Duck Town Code, Chapter 113, *Temporary Accommodations During a Declared Emergency*. The following temporary accommodations are adopted and will be in effect until the termination of the declaration of emergency related to Covid-19 or the end of the business operational restrictions in the declaration causing the need for these temporary accommodations. These temporary standards are intended to be consistent with the Governor's executive orders and will be subject to changes as new emergency orders are released by the Governor and Dare County.

#### Generally:

- It is the intent of these provisions to allow businesses to operate fully at the Governor's emergency maximum occupancy limit, not to allow temporary expansion of business operations.
- The temporary use of food trucks, food carts, or food stands for any purpose is not permitted under these accommodations.
- Businesses must comply with all federal, state, and local orders regarding operating capacity, social distancing, crowd-gathering, and other restrictions.
- If located within or adjoining a walkway, outdoor seating/dining and outdoor display areas cannot hinder visibility and access to other businesses and must retain a passageway at least five feet (5') in width.
- Businesses seeking to implement these temporary provisions must submit information concerning their proposal for approval by the Community Development Department.
- Fees relating to the establishment or provision of temporary accommodations described in this order shall be waived.

#### Temporary Outdoor Seating/Dining:

- Outdoor seating areas can be added as long as the overall number of seats does not exceed the Governor's emergency maximum occupancy limit.
- Outdoor seating/dining areas must obtain approval from and maintain compliance with the requirements of the Dare County Environmental Health Department.
- Existing outdoor seating/dining areas can be expanded or new outdoor seating/dining areas established, but only to accommodate the amount of seating permitted under the Governor's emergency maximum occupancy limit.

- Outdoor seating/dining areas may be located on porches, decks, walkways, or lawn areas.
- Outdoor seating/dining areas cannot be located within required parking spaces, street rights-of-way, required buffer areas, drive aisles, or fire lanes.
- Outdoor seating/dining areas must be kept clean of litter and maintained in a safe and sanitary condition. Trash receptacles must be provided on-site.

Temporary Outdoor Displays:

- Outdoor displays of products are permitted for businesses subject to occupancy restrictions as a result of Covid-19.
- Outdoor display areas may be located on porches, decks, walkways, or lawn areas.
- Outdoor display areas cannot be located within required parking spaces.

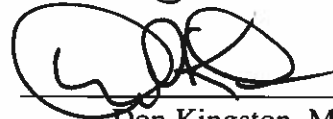
Temporary Tents:

- Tents are only permitted in association with the establishment of outdoor seating/dining areas and outdoor display areas.
- No more than one (1) tent is permitted per business, unless approved by the Community Development Department as part of a temporary business operations plan.
- Tents cannot be located within minimum building setbacks, required buffer areas, or required parking spaces.
- Tents are subject to permitting and inspection requirements.

Temporary Signs:

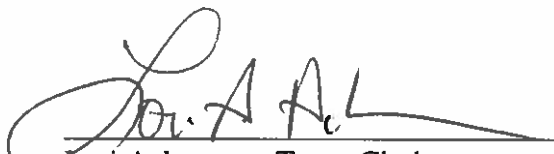
- Directional signs are permitted up to a total of twelve square feet in size on any property.

Adopted and made effective on this the 20<sup>th</sup> day of May, 2020.



Don Kingston, Mayor

Attest:



Lori Ackerman, Town Clerk

