

Introduced 7-21-2021
Public Hearing 7-28-2021
Council Action 7-28-2021
Executive Action 7-28-2021
Effective Date 7-28-2021

County Council of Howard County, Maryland

2021 Legislative Session

Legislative Day No. #13

Bill No. 58 -2021

Introduced by: The Chairperson at the request of the County Executive

AN EMERGENCY ACT extending the expiration of certain applications for temporary Outdoor Restaurant Seating until a certain date; and generally relating to applications for temporary Outdoor Restaurant Seating.

Introduced and read first time July 21, 2021. Ordered posted and hearing scheduled.

By order

Michelle R. Harrod
Michelle R. Harrod, Administrator

Having been posted and notice of time & place of hearing & title of Bill having been published according to Charter, the Bill was read for a second time at a public hearing on July 28, 2021.

By order

Michelle R. Harrod
Michelle R. Harrod, Administrator

This Bill was read the third time on July 28, 2021 and Passed , Passed with amendments _____, Failed _____.

By order

Michelle R. Harrod
Michelle R. Harrod, Administrator

Sealed with the County Seal and presented to the County Executive for approval this 28 day of July, 2021 at 4⁰⁰ a.m./p.m.

By order

Michelle R. Harrod
Michelle R. Harrod, Administrator

Approved/Vetoed by the County Executive July 28, 2021

Calvin Ball, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; Text in small capitals indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment.

1 **WHEREAS**, the ongoing COVID-19 pandemic has had serious and long-lasting adverse effects
2 on the residents and businesses of Howard County; and

3 **WHEREAS**, restaurants in Howard County have been particularly hard hit by emergency use and
4 capacity restrictions imposed by government authorities to save lives and prevent exposure to and spread
5 of the COVID-19 virus; and

6 **WHEREAS**, on July 12, 2021, the Governor of the State of Maryland renewed his Declaration of
7 State of Emergency and Existence of Catastrophic Health Emergency – COVID-19, finding the spread of
8 COVID-19 and variants in the state continues to pose an immediate threat to all Marylanders of extensive
9 loss of life or serious disability;

10 **WHEREAS**, outdoor restaurant seating is safer and less likely to lead to the spread of COVID-19
11 than indoor dining;

12 **WHEREAS**, outdoor restaurant seating provides relief to local restaurants negatively impacted
13 by the economic effects of the ongoing COVID-19 pandemic;

14 **WHEREAS**, by this Ordinance, the County Executive and the County Council intend to provide
15 relief to restaurants that have an application for temporary Outdoor Restaurant Seating approved by the
16 Department of Inspections, Licenses, and Permits on or before the date of introduction of this Bill by
17 extending the expiration of the application through November 15, 2021.

18 **NOW, THEREFORE,**

19 *Section 1. Be it enacted by the County Council of Howard County, Maryland, that notwithstanding any*
20 *other law to the contrary, an applicant for temporary Outdoor Restaurant Seating approved by the*
21 *Department of Inspections, Licenses, and Permits on or before the date of introduction of this Act may*
22 *continue the applicant's temporary Outdoor Restaurant Seating through November 15, 2021. All terms*
23 *and conditions of the approved application remain in effect during the extended temporary period.*

24 *Section 2. And Be it further enacted by the County Council of Howard County, Maryland that this Act is*
25 *adopted as an emergency measure to address an immediate emergency affecting public health, safety, or*
26 *welfare and having been passed by two-thirds of its members, this Act shall be effective immediately upon*
27 *its enactment.*

BY THE COUNCIL

This Bill, having been approved by the Executive and returned to the Council, stands enacted on July 28, 2021.

Michelle Harrod
Michelle Harrod, Administrator to the County Council

BY THE COUNCIL

This Bill, having been passed by the yeas and nays of two-thirds of the members of the Council notwithstanding the objections of the Executive, stands enacted on _____, 2021.

Michelle Harrod, Administrator to the County Council

BY THE COUNCIL

This Bill, having received neither the approval nor the disapproval of the Executive within ten days of its presentation, stands enacted on _____, 2021.

Michelle Harrod, Administrator to the County Council

BY THE COUNCIL

This Bill, not having been considered on final reading within the time required by Charter, stands failed for want of consideration on _____, 2021.

Michelle Harrod, Administrator to the County Council

BY THE COUNCIL

This Bill, having been disapproved by the Executive and having failed on passage upon consideration by the Council stands failed on _____, 2021.

Michelle Harrod, Administrator to the County Council

BY THE COUNCIL

This Bill, the withdrawal of which received a vote of two-thirds (2/3) of the members of the Council, is withdrawn from further consideration on _____, 2021.

Michelle Harrod, Administrator to the County Council