

CITY OF CLEMSON ORDINANCE CC-2020-20

AN EMERGENCY TEMPORARY ORDINANCE OF THE CITY OF CLEMSON, SOUTH CAROLINA, ADOPTING THE GOVERNOR'S EXECUTIVE ORDER REGARDING RESTAURANTS AND GATHERINGS/EVENTS EFFECTIVE AUGUST 3, 2020, AND CONFORMING THE CITY'S EMERGENCY TEMPORARY FACE COVERING ORDINANCE TO THAT ORDER.

WHEREAS, the Governor has issued Executive Order # 2020-50 making certain restaurant and gathering/event guidelines mandatory effective August 3, 2020; and,

WHEREAS, the City's prior emergency temporary face covering ordinance differs slightly from the Governor's present order; and,

WHEREAS, Council finds it necessary and proper to adopt the Governor's Executive Order and to amend the City's face covering ordinance to conform with the Executive Order:

NOW THEREFORE, BE IT ORDAINED AND ENACTED by the City Council of the City of Clemson, South Carolina, duly assembled and with a legal quorum, as set forth below.

1. As mandated by the Governor, all restaurants and food-service establishments that prepare, produce or otherwise offer or sell food or beverages of any kind for on-premises consumption within the City of Clemson must comply with the Governor's Emergency Restrictions Regarding Restaurant Operations, as set forth in Executive Order #2020-50.

2. As further mandated by the Governor, any "spontaneous indoor or outdoor event that involves or is reasonably expected to involve a large number of people physically present, congregating together, or otherwise simultaneously in attendance at a single indoor or outdoor location and shall include, but not be limited to, the following: festivals, parades, concerts, theaters, stadiums, arenas, coliseums, auditoriums, grandstands, event venues, dance halls, concert halls, amphitheaters, gymnasiums, chambers, assemblies, nightclubs, performing arts centers, parks, racetracks, or similarly situated or operated businesses, facilities, venues,

services, activities, events, or mass gatherings, the occurrence or resulting impacts of which could strain the public health, planning, and response resources of the community hosting the same," must also comply with the Governor's "Emergency Restrictions on Gatherings," as set forth in Executive Order 2020-50.

3. To conform the City's existing emergency temporary face covering ordinance to the mandatory requirements of the Governor's Order, the following changes are made.

The City face covering ordinance currently states that persons are not required to wear a face covering when they are "seated at a restaurant or other establishment that offers food or beverage service" and that "there must be six feet between groups and each group can contain no more than 6 unrelated people" (Section 4(f)).

Section 4(f) shall now read:

Persons who are seated at a restaurant or other establishment that offers food or beverage service, *if* actively engaged in eating or drinking, subject to any applicable exceptions set forth in Section 2(C)(1)–(10) of the Governor's Executive Order #2020-50. Restaurants shall limit seating at each table to no more than eight (8) customers and patrons, exclusive of family units or members of the same household.

4. All restaurants and other establishments serving food or beverages must comply with all other applicable requirements of the City Emergency Temporary Ordinances, as well as the Governor's mandatory Executive Orders.
5. The amendments to the City face covering ordinance are immediately effective this the 3rd day of August 2020, and shall remain in effect until such time as the face covering ordinance is amended, extended, or otherwise terminated.
6. Further, the emergency temporary City face covering ordinance, as herein amended, is hereby extended for another 60 days, effective August 24, 2020.

IT IS SO ORDAINED, SIGNED, SEALED AND DELIVERED THIS 3rd DAY OF
AUGUST 2020.

A handwritten signature in blue ink, appearing to read "J.C. Cook, III", written over a horizontal line.

J.C. Cook, III, Mayor

ATTEST:

A handwritten signature in blue ink, appearing to read "Beverly A. Coleman", written over a horizontal line.

Beverly Coleman, City Clerk