

CITY OF HEALDSBURG

RESOLUTION NO. 107-2020

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
HEALDSBURG RELATING TO THE CITY'S OPEN STREETS
AND MARKETSPACE PROGRAMS

WHEREAS, California Government Code §8630 empowers the City Council to proclaim the existence or threatened existence of a Local Emergency when the City is affected or likely to be affected by a public calamity; and

WHEREAS, Government Code §8634 empowers the City to promulgate orders and regulations to provide for the protection of life and property; and

WHEREAS, pursuant to Healdsburg Municipal Code Chapter 9.04, the Director of Emergency Services has declared the existence of a Local Emergency, which Local Emergency has been ratified by the City Council on March 16, 2020; and

WHEREAS, on March 17, 2020, the County of Sonoma's Health Officer issued a County-wide shelter-in-place directive (#C19-03) that requires individuals to isolate in their places of residence, except as needed for the performance of essential activities; and

WHEREAS, on March 19, 2020, the Governor of the State of California ("Governor") issued Executive Order N-33-20, which provides that individuals living in the State of California are required to stay at home except as needed to maintain continuity of operations of the critical infrastructure sectors; and

WHEREAS, since that time, many restaurant and retail establishments and restaurants in the City have been engaged in only limited operations; and

WHEREAS, in mid-May 2020, the Governor of the State of California and the California Department of Public Health published guidance, including social distancing requirements, regarding the opening of certain businesses subject to stages established by the State; and

WHEREAS, the City has an important governmental interest in maintaining a thriving business community and protecting the health, safety, and economic welfare of its citizens and businesses; and

WHEREAS, in order to protect the health and safety of the City, while fostering economic wellbeing of the City's citizens and businesses, the City wishes to assist businesses in remaining open, or re-opening when lawfully permitted to do so; and

WHEREAS, as businesses are permitted to re-open with restricted business space pursuant to State and County orders, laws, and/or guidance, the City wishes to continue to allow certain businesses in the Downtown Core to expand their footprints to allow additional commerce in

compliance with social distancing requirements, in an effort to protect the health and safety of the citizens of Healdsburg; and

WHEREAS, in the interest of public health and safety, as affected by the emergency caused by the spread of COVID-19, it is necessary to issue and implement this Resolution to protect life, property and civil order.

WHEREAS, the limitation of vehicular access on Plaza Street between Healdsburg Avenue to roughly midway down the block to East Street is exempt from the California Environmental Quality Act (“CEQA”) pursuant to the commonsense exemption set forth in Section 15061(b)(3) of the CEQA Guidelines. The commonsense exemption provides that CEQA applies to projects that have the potential for causing a significant effect on the environment, and thus where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF HEALDSBURG DOES HEREBY ORDER AS FOLLOWS:

SECTION 1. Environmental Review. The City Council finds that limitation of vehicular access of Plaza Street and the extension of the MarketSpace Program is exempt from the California Environmental Quality Act (“CEQA”) pursuant to the commonsense exemption set forth in Section 15061(b)(3) of the CEQA Guidelines and that no further environmental review is necessary.

SECTION 2. Limited Closure of or Vehicular Restrictions on Plaza Street. To facilitate social distancing, community engagement, and the sustainability of businesses in a manner that is consistent with State and local regulations, the City Manager is hereby granted the ability to direct the closure or limitation of vehicular access on all or parts of Plaza Street between Healdsburg Avenue and roughly 100’ to 200’ toward East Street through January 31, 2021.

SECTION 3. Extension of the MarketSpace Program. To facilitate the investment of quality sales and seating infrastructure, as well as to facilitate social distancing, community engagement, and the sustainability of businesses in a manner that is consistent with State and local regulations, the City’s Market Space program, which was scheduled through January 31, 2021, is hereby authorized through December 30, 2021.

SECTION 4. Effective Date of Resolution. This Resolution shall become effective on the date signed by the Mayor of the City of Healdsburg and shall expire when repealed or upon a declared termination of the state of emergency regarding COVID-19 by the Healdsburg City Council.

SECTION 5. The City Clerk shall certify the adoption of this Resolution and shall cause a certified Resolution to be filed in the Office of the City Clerk.

PASSED, APPROVED, AND ADOPTED this 8th day of September 2020, by the following vote:

AYES: Councilmembers: (4) Hagele, McCaffery, Naujokas and Mayor Mitchell

NOES: Councilmembers: (0) None

ABSENT: Councilmembers: (0) None

ABSTAINING: Councilmembers: (1) Jimenez

SO ORDERED:

ATTEST:



Evelyn Mitchell, Mayor



Maria McArthur, Interim City Clerk

I, MARIA MCARTHUR, Interim City Clerk of the City of Healdsburg, do hereby certify that the foregoing is a full, true, and correct copy of Resolution No. 107-2020 adopted by the City Council of the City of Healdsburg on the 8th day of September 2020.



Maria McArthur, Interim City Clerk

