



Paula A. Mahan
Town Supervisor

TOWN OF COLONIE

TOWN ATTORNEY'S OFFICE

Memorial Town Hall
534 New Loudon Road
Latham, New York 12110

Phone (518) 783-2704 Fax (518) 786-7324

Service by Facsimile Not Accepted

An Equal Opportunity Employer

Michael C. Magguilli
Town Attorney

LOCAL EMERGENCY ORDER TO ASSIST LOCAL RESTAURANTS, BARS AND EATERIES EFFECTIVE IN THE TOWN OF COLONIE

Pursuant to New York State Executive Law Article 2-B, Section 24, Supervisor Paula A. Mahan hereby issues a local civil emergency order that provides for an expedient, no cost process when applying for a permit to operate a local restaurant, bar or eatery with outdoor seating under Phase 2 of the Governor Cuomo's New York OnPause Order.

The Town's goal is to provide maximum flexibility for businesses establishing additional outdoor seating consistent with New York State Department of Health minimum state standards as recently announced by Governor Cuomo. Specifically, the requirement for permits and fees for tents, temporary or inflatable

structures for outdoor events and seating is temporarily suspended.

The enforcement of local ordinances relative to site plan approvals for modifications to existing facilities for temporary modifications and expansions of outdoor seating capacity within the Town is hereby suspended through October 15, 2020.

Commencing this date, a temporary Outdoor Seating Permit will be issued by the Town's Director of Planning and Economic Development or by the Town's Building Department Manager or their designees. Once a local restaurant, bar or eatery business is issued the permit, they will be able to begin outdoor seating immediately. Fees for the temporary permit are hereby waived.

Businesses interested in the permit should direct all questions and requests to Sean Maguire, Director of Planning and Economic Development at maguires@colonie.org or Wayne Spenziero, Building Department Manager at spenzierow@colonie.org or by calling 518-783-2885 (Maguire) or 518-783-2775 (Spenziero).

Depending on how events unfold, this temporary order providing for an expedient, no cost process when

applying for a permit to operate with outdoor seating under Phase 2 may be extended for additional periods of time. The restaurant industry in the Town of Colonie is an important and key part of our local community and economy. Town Supervisor Paula A. Mahan by this emergency order is addressing the unfortunate fact that many people in the restaurant industry have lost their jobs and business owners have lost significant income during NY ONPAUSE. Allowing for additional outdoor seating capacity in a safe manner, while following the applicable NYS regulations, will improve business conditions and create job opportunities in the Town of Colonie as well as provide its residents with a safe recreational activity during these difficult times.

Signed and executed in quadruplicate originals and posted and published pursuant to the terms of Article 2-B of the Executive Law of the State of New York.

Paula A. Mahan
Town Supervisor
Dated: June 5, 2020