



1 available to assist state and local governments in preventing the spread of and addressing the  
2 effects of COVID-19; and

3 WHEREAS, the California Emergency Services Act (Government Code § 8550, et seq.)  
4 empowers the City Council of the City of Riverside to declare a Local Emergency when there  
5 exists conditions of disaster or of extreme peril to the safety of persons and property within the  
6 territorial limits of the City of Riverside (“City”) which are or are likely to be beyond the control  
7 of the services, personnel, equipment, and facilities of the City; and

8 WHEREAS, on March 13, 2020, the Director of Emergency Services of the City,  
9 proclaimed a Local Emergency and said proclamation was ratified by the City Council on March  
10 17, 2020; and

11 WHEREAS, Government Code section 8634 empowers the City, during a Local  
12 Emergency, to promulgate orders and regulations necessary to provide for the protection of life  
13 and property; and

14 WHEREAS, Riverside Municipal Code section 9.20.050 empowers the Director of  
15 Emergency Services, during a Local Emergency to among other things, make and issue rules and  
16 regulations on matters reasonably related to the protection of life and property as affected by  
17 such emergency.

18 WHEREAS, on Wednesday, May 20, 2020, the County of Riverside submitted an  
19 attestation application to the Governor Gavin Newsom of California requesting approval for the  
20 County of Riverside to move into the later stages of Stage 2 of the Governor’s Resilience  
21 Roadmap; and

22 WHEREAS, on May 22, 2020, the Governor of California approved the attestation  
23 application and allowed the County of Riverside to allow specific business sectors, including  
24 dine-in restaurants (i.e. brewpubs, craft distilleries, breweries, bars, pubs, restaurants and  
25 wineries) and shopping centers (malls, destination shopping centers, strip and outlet malls, and  
26 swap meets) to move into the later stages of Stage 2 of the Governor’s Resilience Roadmap; and  
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1           WHEREAS, the City of Riverside identified the need for flexible, creative and  
2 innovative approaches to assist local dine-in restaurants in order to achieve normal occupancy  
3 levels given physical distancing requirements and other modifications deemed necessary for  
4 public health and on May 26, 2020, the Director of Emergency Services issued an Order  
5 regarding Temporary Outdoor Flex Space for Restaurants, which Order was ratified by the City  
6 Council on June 2, 2020; and

7           WHEREAS, on June 18, 2020, Governor Gavin Newsom required face coverings given  
8 an increase in positive cases, hospitalizations, ICU bed use and other concerns relative to  
9 COVID-19; and

10           WHEREAS, on July 1, 2020, due to the increase in positive cases, hospitalizations, ICU  
11 bed use and other concerns relative to COVID-19, Governor Gavin Newsom ordered all bars,  
12 wineries and breweries to be closed as well as all indoor dining; and

13           WHEREAS, to continue to provide more outdoor dining for restaurants, on July 2, 2020,  
14 the City has revised its Temporary Outdoor Flex Space of Restaurants to allow for easier outdoor  
15 dining; and

16           WHEREAS, on July 13, 2020, Governor Gavin Newsom ordered the closure of indoor  
17 operations including gyms and fitness centers, places of worship, indoor protests, offices for non-  
18 critical infrastructure sectors, personal care services (including nail salons, massage parlors, and  
19 tattoo parlors), hair salons and barbershops, and malls; and

20           WHEREAS, in order to allow these retail operations to continue, the City has developed  
21 a program to allow outdoor flex-space for businesses located within the City on both private and  
22 public land, which program is attached hereto as Exhibit “A” and incorporated herein by  
23 reference; and

24           WHEREAS, all businesses MUST adhere to public safety and physical distancing  
25 requirements established by the Federal, State and County; and

26           WHEREAS, this program only applies to businesses identified by the State as “lower  
27 risk workplaces” as identified on the State’s Resilience Roadmap; and  
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1           WHEREAS, to promote public safety, the all outdoor flex-spaces that anticipate  
2 utilizing the Temporary Outdoor Flex-Space Permit must follow the guidance in the COVID-19  
3 Industry Guidance found at <https://covid19.ca.gov/industry-guidance/> for the specific business;  
4 and

5           WHEREAS, State, County and local guidance is subject to change and all businesses are  
6 required to ensure that the latest guidelines are being adhered to as they continue to operate.

7           NOW, THEREFORE, IT IS HEREBY PROCLAIMED AND ORDERED by the  
8 Director of Emergency Services of the City of Riverside pursuant to Governor Gavin Newsom’s  
9 variance granted to the County of Riverside on May 22, 2020, and Governor’s orders of July 1  
10 and July 13, 2020, all brewpubs, craft distilleries, breweries, bars, pubs, indoor dining in  
11 restaurants and wineries, and all indoor operations consistent with the Governor’s orders are to  
12 remain closed. To provide for the economic recovery of our business, Special Purpose  
13 Commercial/Modular Mobile Food Facilities (SPCM/MFF) are allowed and hours of operations  
14 are expanded dining and services are allowed and encouraged outside subject to the following  
15 protocols, procedures and requirements as set forth in Exhibit “A” attached hereto and  
16 incorporated herein by reference. This order shall continue until the Governor lifts the  
17 limitations on indoor businesses.

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19 Dated: \_\_\_\_\_

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Director of Emergency Services  
City of Riverside

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EXHIBIT "A"