

ORDINANCE NO. 2020-09-044

**AN ORDINANCE RATIFYING EXTENSION OF EMERGENCY ORDER NO. 20-03
TEMPORARY SUSPENSION OF ISSUANCE OF SPECIAL EVENTS PERMITS**

WHEREAS, the City of Urbana ("City") is a home rule unit of local government pursuant to Article VII, Section 6, of the Illinois Constitution, 1970, and may exercise any function pertaining to its government and affairs, including the power to regulate for the protection of the public health, safety, and welfare; and

WHEREAS, on March 16, 2020, the City Council adopted Ordinance No. 2020-03-015, Temporary Emergency Ordinance to Address the COVID-19 Pandemic; and

WHEREAS, Section 13 of Ordinance No. 2020-03-015 provides that all emergency orders issued by the Mayor shall be subject to review and ratification by the City Council; and

WHEREAS, on April 16, 2020, the City Council adopted Ordinance No. 2020-04-024 – Reaffirmation of Ordinance No. 2020-03-015 and Reissuance of Mayor’s Authority to Issue Temporary Declaration of Emergency; and

WHEREAS, on May 20, 2020 and pursuant to Ordinance No. 2020-03-015 and Ordinance No. 2020-04-024, the Mayor issued Emergency Order 20-03 – Temporary Suspension of Issuance of Special Events Permits; and

WHEREAS, the City Council has reviewed the Extension of Emergency Order No. 20-03 Temporary Suspension of Issuance of Special Events Permits a copy of which is appended hereto.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Urbana, Champaign County, Illinois, as follows:

Section 1.

The City Council, after reviewing the Extension of Emergency Order No. 20-03 – Temporary Suspension of Issuance of Special Events Permits, hereby ratifies and confirms the said Extension of

Emergency Order No. 20-03 – Temporary Suspension of Issuance of Special Events Permits a copy of which is appended hereto and the same shall remain in full force and effect as provided in Section 4 thereof. Notwithstanding, the immediate foregoing, the City Council shall have the authority to repeal this Ordinance prior to any of the termination actions provided in said Section 4 of the said Extension of Emergency Order No. 20-03 – Temporary Suspension of Issuance of Special Events Permits.

Section 2.

This Ordinance shall not be construed to affect any suit or proceeding pending in any court, or any rights acquired, or a liability incurred, or any cause or causes of action acquired or existing prior to the effective date of this Ordinance; nor shall any right or remedy of any character be lost, impaired, or affected by this Ordinance.

This Ordinance shall be in full force and effect from and after its passage.

This Ordinance is hereby passed by the affirmative vote, the “ayes” and “nays” being called, of a majority of the members of the Council of the City of Urbana, Illinois, at a meeting of said Council.

PASSED BY THE CITY COUNCIL this 14th day of September, 2020.

AYES: Brown, Colbrook, Hursey, Laut, Miller, Roberts, Wu

NAYS:

ABSTENTIONS:


Phyllis D. Clark
Phyllis D. Clark, City Clerk

APPROVED BY THE MAYOR this 15th day of September, 2020.

Diane Wolfe Marlin
Diane Wolfe Marlin, Mayor

COVID-19 RELATED *EMERGENCY ORDER*



EXTENSION OF EMERGENCY ORDER NO. 20-03 TEMPORARY SUSPENSION OF ISSUANCE OF SPECIAL EVENTS PERMITS

Effective Date: Upon execution of this Extension of Emergency Order No. 20-03 by the Mayor.

EXPLANATION: This Extension of Emergency Order No. 20-03 continues the temporary suspension on the holding of public and special events on any City owned, leased or operated public property and the granting of permits for such events as otherwise provided in Urbana City Code Chapter 14-51 *et. seq.*

AUTHORITY TO ISSUE EMERGENCY ORDER: Ordinance No. 2020-03-015 – Temporary Emergency Order to Address the COVID-19 Virus Pandemic, Section 13; Ordinance No. 2020-04-024 – Reaffirmation of Ordinance No. 2020-03-015 and Reissuance of Mayor’s Authority to Issue Temporary Declaration of Emergency; Governor Pritzker’s Restore Illinois Plan - Phase 4 Guidelines; the Illinois Department of Public Health Emergency Rules to Enforce the Use of Face Coverings (77 Ill. Adm. Code 690.50 *et seq.*); and the Champaign-Urbana Public Health District Ordinance No. 2020-08-05 that has incorporated the Illinois Department of Public Health’s Emergency Rules to Enforce Use of Face Coverings with certain limited exceptions.

ISSUER OF EXTENDED EMERGENCY ORDER NO. 20-03: Diane Wolfe Marlin, Mayor.

Pursuant to Section 13 of Ordinance No. 2020-03-015, as reaffirmed by Ordinance No. 2020-04-024, I, Diane Wolfe Marlin, Mayor of the City of Urbana, Illinois, do hereby issue Emergency Order 20-03 as follows:

1. Current Urbana City Code Requirement: Urbana City Code Section 14-51 defines “special event” as any organized event held on City-owned, leased or operated real property on a temporary or short term basis where City resources may or will be allocated or deployed in connection with the event or where alcoholic liquor will be served for consumption on or off the site of the event.

Urbana City Code Section 14-52 requires that in order to conduct a special event, the sponsor must apply for and obtain a special event permit from the City.

With some exceptions, events requiring special events permits focus on large gatherings of people, which would be contrary to existing executive orders issued by the Governor including but not limited to the Governor’s Executive Order (COVID-19 No. 32) Section 2.3. – Prohibited Activities.

2. Temporary Suspension Special Events and Special Event Permits: Since the World Health Organization, U.S. Health and Human Services Secretary, the Governor of the State of Illinois, and the State Emergency Management Agency have declared that large public gatherings threaten human life, health and safety, pursuant to Urbana City Code Section 14-53(h), issuance of all permits for special events sought to be held on City owned, leased or operated real property shall be and hereby are suspended until the date and time provided in Section 4 of this extended Emergency Order No. 20-03. Further, whether with or without a special event permit, all special events to be held on City

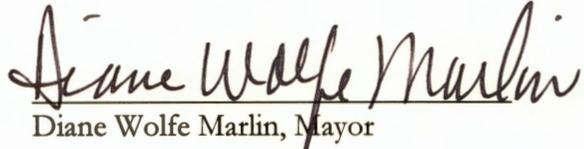
owned, leased or operated real property shall be and hereby are banned until the date provided in Section 4 of the this extended Emergency Order No. 20-03.

3. Voiding of Previously Issued Special Event Permits: Any and all special event permits heretofore issued shall be and hereby are void.

4. Duration of Temporary Suspension of Special Events and Issuance of Special Event Permits: This Emergency Order shall expire at 11:59:59 p.m. on November 1, 2020 unless sooner extended. If prior to that date and time the Governor suspends or terminates his requirements on social distancing, size of public gathering limitations, or other steps taken to prevent or minimize the spread of COVID-19 then in effect, the City may commence issuing special event permits and allowing special events to occur on City owned, leased or operated real property.

5. Conditions Placed on Future Special Events and Permits. Any special event permit issued by the City shall be consistent with the Governor's, the Illinois Department of Public Health's and the Champaign-Urbana Public Health District's in-place operable orders, directives, rules, regulations, and/or guidelines. The City may include in any issued special event permit such conditions as the City deems necessary or appropriate in order to comply with the Governor's, the Illinois Department of Public Health's or the Champaign-Urbana Public Health District's then in-place operable orders, directives, rules, regulations, and/or guidelines for protecting and promoting the health and welfare of event attendees and citizens of the City.

DATE: 9/2/2020


Diane Wolfe Marlin, Mayor

ATTEST: 
Phyllis D. Clark, City Clerk

