

City of New Brunswick  
Executive Order 2020-06

WHEREAS, restaurants are a vital and invaluable component of the City of New Brunswick's vibrant economy; and

WHEREAS, Governor Murphy has, effective June 15<sup>th</sup>, 2020, authorized restaurants and other eateries to re-open to patrons for outdoor seating only; and

WHEREAS, the measures that were implemented to combat Covid-19 via social distancing and reduced public activity have greatly affected the business model of all dining establishments; and

WHEREAS, the City's restaurants are small businesses that employ hundreds of the City's residents; and

WHEREAS, the City already has several regulations with respect to allowing for outdoor dining on sidewalks and other portions of the City's right of way; and

WHEREAS, the City of New Brunswick wishes to facilitate the efficient economic recovery for its restaurants; and

WHEREAS, the City of New Brunswick seeks to temporarily enact certain guidelines to better enable its eateries to succeed in the current environment.

NOW, THEREFORE, I, JAMES M. CAHILL, Mayor of City of New Brunswick in the County of Middlesex in the State of New Jersey, by virtue of the authority vested in me by the Constitution and Statutes of this State, do hereby establish the following guidelines:

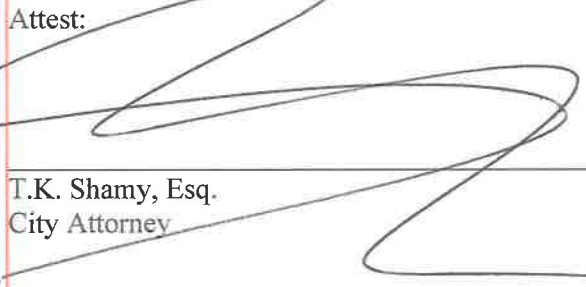
1. Restaurants and taverns in R-6 and R-7 zones may play music until close, provided they do not conflict with the noise ordinance in residential areas (50 decibels) when measured at the closest table to the origination of the sound or ten (10) feet away (whichever is closer) and do not create any additional nuisance conditions.
2. Restaurants and taverns on Albany Street, between Easton Avenue and Neilson Street, that are at least 150 feet from intersection of George Street and Albany Street may have outdoor music on Fridays and Saturdays until 11:00 p.m. or the close of business, whichever is earliest.
3. Effective September 17<sup>th</sup>, 2020 until October 18<sup>th</sup>, 2020 the George Street closure hours shall be as follows:
  - a. Thursdays 10:00 a.m. to 11:00 p.m.
  - b. Fridays 10:00 a.m. to 11:00 p.m.
  - c. Saturdays 10:00 a.m. to 11:00 p.m.
  - d. Sundays 10:00 a.m. to 10:00 p.m.
4. Effective September 17<sup>th</sup>, 2020 until October 18<sup>th</sup>, 2020 restaurants and taverns on George Street shall be able to operate as follows:
  - a. Thursdays 12:00 p.m. to 10:00 p.m.
  - b. Fridays 12:00 p.m. to 10:00 p.m.
  - c. Saturdays 12:00 p.m. to 10:00 p.m.
  - d. Sundays 12:00 p.m. to 9:00 p.m.
5. Effective Saturday September 12<sup>th</sup>, 2020 the loading area on Spring Street (between Albany Street and Church Street) shall be closed on Saturdays for the use of outdoor dining. Through traffic will still be possible. The Saturday closures of this portion of Spring Street shall conform to the same hours and standards as the George Street closure unless otherwise noted.
6. George Street, between Albany Street and Bayard Street (excluding cross streets) will be closed from 10:00 a.m. Thursday September 24<sup>th</sup> until 10:00 p.m. Sunday September 27<sup>th</sup>, 2020.
7. Restaurants and taverns within the boundaries of the street closure shall be allowed to leave their tables, chairs and associated equipment from 12:00 p.m. September 24<sup>th</sup> until 9:00 p.m. Sunday September 27<sup>th</sup>, 2020.
8. Operation of business from 12:00 p.m. Thursday September 24<sup>th</sup> until 9:00 p.m. Sunday September 27<sup>th</sup>, 2020 shall be as follows:
  - a. Thursdays 12:00 p.m. to 10:00 p.m.
  - b. Fridays 12:00 p.m. to 10:00 p.m.

- c. Saturdays 12:00 p.m. to 10:00 p.m.
- d. Sundays 12:00 p.m. to 9:00 p.m.

9. Debris and refuse shall continue to be removed at the end of business every night from Thursday September 24<sup>th</sup> through Sunday September 27<sup>th</sup>, 2020.
10. Any restaurant or tavern which receives approval of the above provisions must adhere to all of the Governor's Executive Orders that are in effect at any period of time including but not limited to Executive Order 150; Executive Directive No. 20-014 from the Department of Health; and Special Ruling 2020-10 Establishing Temporary COVID-19 Permits to Expand Licensed Premises issued by the Department of Law and Public Safety, Division of Alcoholic Beverage Control (attached).
11. Failure to adhere to any of the terms or provisions of this Executive Order, Governor's Executive Orders, or any statutes, regulations and ordinances may result in the temporary or permanent loss of the privilege extended by this Executive Order, or the approvals granted by the City.
12. Any and all of the above terms and provisions shall be subject to modification, alteration or rescission without notice and at the sole discretion of the City of New Brunswick.
13. This Executive Order shall, unless otherwise specified herein, take effect on Thursday, September 10, 2020 at 12:00 p.m. and shall remain in effect until November 30, 2020 or a time not to exceed 30 days after restaurants and taverns are permitted to operate at full occupancy, whichever is sooner.

Given, under my hand and seal this 9<sup>th</sup> day of September, Two Thousand and Twenty.

  
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James M. Cahill  
Mayor

Attest:  
  
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T.K. Shamy, Esq.  
City Attorney