

State of Illinois  
County of Lake & Cook  
Village of Deer Park

## **EXECUTIVE ORDER 2020-02**

### **COVID-19**

#### **FOLLOWING A DECLARATION OF LOCAL STATE OF EMERGENCY IN THE VILLAGE OF DEER PARK, ILLINOIS**

##### ***An Executive Order Related to Providing Additional Outdoor Space and Expanding Liquor Licenses to Assist Bars and Restaurants***

WHEREAS, pursuant to state law, on March 17, 2020 the Village President has declared a State of Emergency in light of the dangers to public health presented by the spread of the Coronavirus disease 2019 (COVID-19); and

WHEREAS, on March 9, 2020, Governor J.B. Pritzker declared all counties in the State of Illinois as a disaster area; and

WHEREAS, on March 10, 2020, Cook County Board President Toni Preckwinkle proclaimed that a disaster emergency exists for the County of Cook; and

WHEREAS, on March 11, 2020 the World Health Organization characterized the COVID-19 outbreak as a pandemic; and

WHEREAS, on March 13, 2020, President Donald J. Trump declared a national emergency concerning the novel COVID-19 outbreak; and

WHEREAS, on March 13, 2020, Lake County Board Chair Sandy Hart proclaimed that a disaster emergency exists for the County of Lake; and

WHEREAS, on March 17, 2020, the Village President issued a Proclamation of Local Disaster Emergency for the Village of Deer Park and the Village President and Village Board issued a Continuation of Proclamation of Local Disaster Emergency for the Village which remains in effect; and

WHEREAS, the COVID-19 public health crisis and attendant measures taken to protect the public health have created an economic challenge our local businesses including bars and restaurants; and

WHEREAS, since March 16, 2020 at 9 p.m., local bars and restaurants have been prohibited from providing on-premises consumption of food or alcohol; and

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WHEREAS, since March 20, 2020 at 5 p.m., local businesses have been prohibited from operating or have operated on a restricted basis; and

WHEREAS, to assist local bars, restaurants, and businesses in the short-term and provide relief with economic challenges while protecting the health and safety of its residents, the Village is taking initiatives to adapt government resources and provisionally amend the Code of Deer Park for the current conditions; and

WHEREAS, such assistance shall follow the phasing in Governor Pritzker's Restore Illinois Plan; and

WHEREAS, when the Restore Illinois Plan requires limited capacity and social distancing in bars and restaurants, the Village shall allow use of additional outdoor space to assist bars and restaurants; and

WHEREAS, pursuant to Deer Park Village Code Chapter 34.14(D)(1) following a declaration of a Local State of Emergency, the President may also, in the interest of public safety and welfare, and to address the issues caused or threatened by the emergency, may take all actions reasonably necessary to respond to the emergency, by executive order, during the Local State of Emergency; and

WHEREAS, the Village President, exercising the powers granted pursuant to Chapter 34.14(D)(1) and as the Village's Local Liquor Commissioner has determined that it is appropriate and in the best interest of the welfare of Village businesses, owners, employees, and patrons to allow use of additional outdoor space to assist bars and restaurants.

NOW, THEREFORE, BE IT ORDERED by the Village President, as follows:

SECTION 1: RECITALS. The foregoing recitals shall be and are hereby incorporated as findings of fact as if said recitals were fully set forth herein.

SECTION 2: PHASE 3 AND PHASE 4. During Phase 3-Recovery and Phase 4-Revitalization of the Restore Illinois Plan, the Village shall take the following actions:

A. TEMPORARY USE OF PARKING LOTS FOR OUTDOOR SEATING. The Village shall provisionally waive off-street parking requirements as set forth in Section 158.33, Off-Street Parking and Loading, of the Deer Park Village Code to allow bars and restaurants to temporarily utilize their parking lots for additional outdoor seating areas. Bars and restaurants desiring to utilize their parking lots additional outdoor seating areas shall submit an Outdoor Seating Permit Application and an appropriate safety plan to the Village and Outdoor Seating Permits may be issued by the Village Administrator.

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B. TEMPORARY EXPANSION OF LIQUOR LICENSES. The Village and the Local Liquor Commissioner hereby expand local liquor licenses for those bars and restaurants who are granted temporary Outdoor Seating Permits from the original premises described in their applications and in their licenses issued thereon to now include those portions of the private parking lots being used for temporary outdoor seating areas to allow for service alcoholic liquor.

SECTION 3: TEMPORARY AUTHORIZATION FOR DELIVERY AND CARRY OUT OF MIXED DRINKS. Illinois House Bill 2682 would allow “[a] cocktail or mixed drink placed in a sealed container by a retail licensee at the retail licensee’s location may be transferred and sold for off-premises consumption...” Should Illinois House Bill 2682 become State law by being approved by the Governor, the Village and the Local Liquor Commissioner hereby expand local liquor licenses to permit the sale of cocktails and mixed drinks in conformance with State law.

SECTION 4: SAFETY AND ECONOMY. The Village recognizes the need to revitalize the economy in a safe and health manner for its residents. Therefore, these initiatives may need to be postponed and/or revised for health and safety reasons. In addition, these initiatives may need to be withdrawn if they are abused or if violations of the Governor’s Executive Order 2020-32 (or successive Executive Orders) occur (such as gatherings of more than 10 people during Phase 3, not maintaining social distancing, not wearing facemasks, etc.).

This Executive Order shall terminate at such time as the Village President or Village Board terminates this Executive Order, whichever is sooner.

This Executive Order is approved and effective this 29<sup>th</sup> day of May 2020.

By: Dale Sands  
Village President Dale Sands

Cc: Village Clerk Kimberly Kelly

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