Title: Public Hearing and possible action on ORDINANCE NO. 2021-13 An Ordinance Amending the Text of the Moab Municipal Code (MMC) to Add Regulation for Outdoor Dining by Amending Sections 17.21 C-2 Commercial Residential Zone, 17.24 C-3 Central Commercial Zone, 17.27 C-4 General Commercial Zone and 17.31 RC Resort Commercial Zone and by allowing consideration of parklets in the City Right-of-Way (ROW) by amending Section 17.24 C-3 Central Commercial Zone. Associated definitions will be added to MMC Section 17.06 Definitions.

Public Hearing: At the Planning Commission meeting on May 27, 2021, the Planning Commission opened the public hearing for Ordinance No. 2021-13 relating to outdoor dining and parklets. There was no public input at that meeting. Since the Planning Commission did not have a quorum to further discuss the item and take any action, the public hearing and action were continued to the Planning Commission meeting on June 10, 2021.

Attached to this cover memo is the information that was included in the Planning Commission packet for the May 27, 2021 meeting.

Public Input: Since the last meeting, the City has received 2 comments relating to Parklets, as follows:

1. Anonymous comment on Parklets:
   Corner of 100 east center street  Center street square: nine businesses, seven plus apartments on second floor, real estate company and healing arts on the same premises. Definitely No parking for 1: customers 2: apartment year around residence 3: visitors 4: employees. Problem with traffic flow and pedestrians (crowding) on sidewalk blocking business entry’s. Dogs are a big problem, tied on rails, benches and inside parklet dining area. Having parklet dining visible with lights in the evening breaks dark sky ordinance. ?
   Thanks to team Moab city and locals for helping small businesses during the pandemic. It’s time to reopen indoor dining    Thanks for reading my concerns    I like to remain anonymous.

2. Stephanie Shepherd <stephshepherd5@gmail.com>Thu, Jun 3, 2021 at 1:39 PM
   To: planner@moabcity.org
   I have worked at Alberta’s images for over 20 years. The building had been a struggle the parking is just like everywhere else non existent. We have been very tolerant due to
COVID changes. When the parklette was put on the corner the dynamic really changed, not only the parking was unavailable for our clients the sidewalks where congested with no clear walk way the crosswalk became dangerous and the crowds of standing patrons filled our doorway. The restaurant is very busy and I am happy for them but the area is not big enough for them to not have opened up the inside to seating and for them to handle the crowds with out affecting our business. Over the 20 years the 4 way intersection has been a dangerous one. If emergency services aren’t tearing out if there the rv’s that have missed the entrance to the visitors center are flipping a u turn. With the parklette you now have to walk almost half way out into traffic for a vehicle to see you. If you are pulling out into traffic the same applies. I understand it was an option for COVID but long term there needs to be some more thought out into the decision. In the ordinance written there is no mention of dogs. People walking on the sidewalks with a dog and a patron eating at the restaurant with a dog has numerous times caused a fight. If a parklette wherever is was placed didn’t affect other businesses with taking away parking or large crowds hanging around doorways or blocking sidewalks, traffic they might be an asset in Moab. So far it has done the opposite. I know there has been some concern vocalized to council members, mayor and restaurant owners. I would wish you would please listen and stop making exceptions. Over the months we have taken pictures not as a reason for an argument but to show there is a serious problem. Thank you Stephanie shepherd.

Please refer to the attached staff report for further information on the proposed code amendments.

Another attachment has been added to the staff report. City Staff prepared a map with the locations of all the restaurants in Moab. This is based on business licenses as of April 2021.