

Interim Bylaw Amendments  
Town of Shelburne  
Adopted by the Selectboard on June 30, 2020  
**Readopted/extended by the Selectboard on May 25, 2021**

## INTERIM BYLAW AMENDMENTS

### A. Enactment and Authority

The Town of Shelburne has adopted these Interim Bylaws in accordance with and as authorized by the Vermont Municipal and Regional Planning and Development Act, 24 V.S.A. Chapter 117, §4415, Interim Bylaws.

#### 1. Purpose

The purpose of these Interim Bylaws is to protect the general public health and welfare and provide for orderly physical and economic growth of the Town of Shelburne during the current period of the COVID-19 pandemic. These bylaws are intended to facilitate businesses to promote their services and products, and to support social distancing during the period of time covered by these bylaws.

#### 2. Applicability

These Interim Bylaws shall apply to all restaurants, retail and service establishments and all other businesses that depend on walk-in customers throughout the Town of Shelburne.

#### 3. Specific Provisions

- A. Restaurants currently approved for outdoor seating may increase the amount of outdoor seating and expand the area devoted to seating beyond the area previously approved on their property or another commercial property, including mixed use properties, without needing a permit; in order to support social distancing during the current period of the COVID-19 crisis. In addition, restaurants currently not permitted for outdoor seating, may provide it to their customers on their property or on another commercial or mixed use property with permission of the owner, without a permit during the effective period of these Interim Bylaws. Restaurants may also make use of food trucks to provide walk-up service on their property.

Outdoor seating is exempt from the setback requirements of the underlying zoning districts and may use the public sidewalks, but shall not interfere with pedestrian travel by maintaining a 5-foot wide continuous pathway; and shall not reduce the number of on-site parking spaces by more than 50%. At no time shall outdoor seating or food trucks interfere with pedestrian or emergency access.

- B. Outdoor Displays of Merchandise: Any business holding a valid permit to operate a retail store or restaurant may erect a display of goods offered for sale, or a display which is designed to promote the sale of goods, including produce, products, goods, equipment,

prepared food or commodities, outside a building without meeting the area restrictions provided in the Shelburne Zoning Regulations. Outdoor displays of merchandise shall not interfere with pedestrian travel by maintaining a 5-foot wide continuous pathway and shall not reduce the number of on-site parking spaces by more than 50%. At no time shall outdoor displays interfere with emergency access.

- C. Temporary signs: Any business holding a valid permit to operate in Shelburne may put up temporary signs on their property for the duration of this interim bylaw with the purpose of promoting the business. This is in addition to any existing, permitted signs. No more than one sign per business up to 32 s.f. in area and 8' in height. Additional signs not to exceed 12 s.f. Temporary signs must not interfere with public access or safety and at no time shall interfere with emergency access.
- D. Outdoor Provision of Services: Any service establishment may provide their service outdoors on their property in order to support social distancing. Outdoor provision of services shall be permitted to use the public sidewalks but shall not interfere with pedestrian travel by maintaining a 5-foot wide continuous pathway and shall adhere to the setback requirements of the underlying zoning district; and shall not reduce the number of on-site parking spaces by more than 50%. At no time shall the provision of services interfere with emergency access.
- E. Temporary Tents for Outdoor Seating, Displays of Merchandise or Provision of Services: Temporary tents may be erected without needing a permit provided they comply with the following provisions:
  - a) Any tent erected shall not interfere with pedestrian or emergency access and shall not reduce the number of on-site parking spaces by more than 50%.
- F. In no case shall any combination of these provisions interfere with emergency services or reduce the number of parking spaces currently in existence by more than 50%.
- G. Any entity conducting business outdoors under this interim bylaw shall ensure that it has adequate and appropriate insurance coverage pertaining to this outdoor business activity.
- H. All other provisions of the Shelburne Zoning Regulations shall remain in effect during the period of these Interim Bylaws.

#### 4. Effective Period

These Interim Bylaws shall remain in place from the date of adoption by the Selectboard and as permitted by Executive Order of the Governor of the State of Vermont until June 30, ~~2021~~ 2022.

#### 5. Enforcement

Enforcement of these Interim Bylaws shall be as provided for in 24 V.S.A. Chapter 117, §4451, and the Shelburne Zoning Regulations.