

CITY OF TUPELO, MISSISSIPPI
EXECUTIVE ORDER 2020-005

Based on current national and state information and guidance, study of actions taken by other cities in this State and nationally, and consultation and advice of the City Council, staff and community stakeholders, the following Executive Order further defines and amends the Emergency Proclamation issued by the City of Tupelo on March 19, 2020:

Restaurants

Beginning March 21, 2020 at 12:01 p.m. until this Executive Order is amended or suspended, all restaurants shall suspend in-restaurant dining (dining rooms) and shall utilize only curbside to go, drive through or delivery; and

Restaurants that cannot provide curbside to go, drive through or delivery shall cease public service until those services can be provided or until this Executive Order is amended or suspended; and

Restaurants shall be allowed to utilize public sidewalks and one (1) public parking space on a public street, if necessary, to facilitate offer curbside to go, drive through or delivery; and

If adhering to these requirements; all restaurants may operate their normal business hours; and

Restaurants shall adhere to all other Health Department guidelines and specific recommendations of the CDC pertaining to the COVID-19 virus, including the wearing of personal protective equipment and apparel (e.g. gloves).

NOTE: The City of Tupelo has limited authority to regulate the times of sale and the places of consumption of beer. City of Tupelo Ordinance makes no legal distinction between restaurants and “bars”. A “bar” must meet the requirements of being a restaurant and hold a restaurant permit.

NOTE: The Mississippi Alcoholic Beverage Commission (ABC) regulates the sale and consumption of wine and liquor in restaurants.

Previously, Alcoholic Beverage Commission (ABC) regulations allowed restaurant customers to remove one bottle of wine from a permitted business when the bottle was partially consumed during the course of a meal, the permittee securely reseals the bottle for the customer, places the bottle in a sealed bag and the restaurant provides the customer with a receipt showing that a meal was also purchased. This is commonly referred to as a “doggie bag”.

As restaurants are either limiting sit down meals or can no longer offer sit down meals as a result of the Covid-19 pandemic, the ABC now allows permitted restaurants to offer the “doggie bag” option for to-go orders until April 30, 2020. This provision covers the sale of a single, sealed bottle of wine that is sold WITH a to-go order. The same rules apply in reference to the sealed bag and the receipt showing the purchase of a meal and in locations where “doggie bags” are allowed. To-go sales of mixed drinks are strictly prohibited.

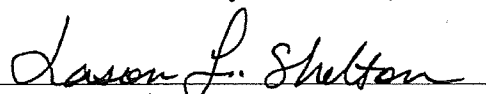
Liquor Stores

The ABC has now allowed package store permittees to offer curb side delivery until April 30, 2020.

NOTE: The Mississippi Alcoholic Beverage Commission (ABC) regulates the sale of wine and liquor at permitted package retailers (liquor stores).

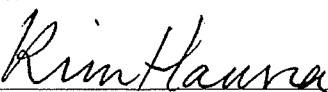
That all previous directives, guidelines and recommendations of previous executive orders not amended or conflicting with this executive order shall remain in effect until amended or suspended. These directives, guidelines and recommendations are also subject to being amended or superseded by any applicable state or federal proclamation, order, rule, or regulation.

This the 20th day of March, 2020.



Jason L. Shelton, Mayor

Attest:



Kim Hanna, City Clerk