

From: [Nicholas Davies](#)
To: [licensing; All Alders](#)
Subject: 86937 conditions (new license for Marquette Hotel)
Date: Sunday, March 9, 2025 12:01:07 PM

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Dear ALRC and alders,

The Common Council agenda shows this item as recommended for approval with these conditions:

"The outdoor eating area shall not be used for food or beverage service, or outdoor activities after 9:30pm, seven days a week."

I think there's an issue of comma placement here. The intent was to copy forward a condition of the conditional use approval from 2016 that more clearly prohibited three things (food service, beverage service, outdoor activities) after 9:30pm.

However, as written, it would appear that "after 9:30pm" goes specifically with the prohibition of "outdoor activities", and not with the prohibition of "food or beverage service".

I hope you all will make a correction to ensure that this condition accurately reflects the intent of the body when it is adopted.

My interest in this is:

The COVID pandemic has never completely ended, we are in the midst of the worst flu season in a long time, RSV is rampant, a novel bird flu is spreading, and infectious disease tracking is being sabotaged at the national level.

People with immune system conditions and other vulnerabilities are being excluded from public life, including what you might view as discretionary activities like dining out--which can often be the venue of events for family, friends, and professional gatherings.

In this context, the city should be using its powers to encourage the availability of outdoor dining, on an equity basis. One population impacted would be those with a chronic health condition, a subset of disability. But also, promotion of outdoor dining benefits our overall community public health, which has the greatest impact on vulnerable demographics with high-contact jobs and/or less access to healthcare or recovery time when they do get sick.

Thank you,

Nick Davies
3717 Richard St