



CITY OF AVENTURA
OFFICE OF THE CITY MANAGER

**ORDER AND SUPPLEMENT TO DECLARATION OF
STATE OF EMERGENCY
(Amended Order Number 11)**

**RE-OPENING OF GYMS, FITNESS CENTERS, SUMMER CAMPS, DOG PARKS, YOUTH ACTIVITIES,
MASSAGE STUDIOS OR PARLORS, TATTOO PARLORS, AND BANQUET HALLS**

WHEREAS, on March 12, 2020, I, as City Manager of the City of Aventura, promulgated a Declaration of Emergency (the "Declaration"), due to the COVID-19/Coronavirus health emergency within the jurisdictional limits of the City of Aventura ("City"), pursuant to Section 2-404 of the City of Aventura Code of Ordinances; and

WHEREAS, Section 2-404 of the City's Code of Ordinances authorizes the City Manager, to adopt emergency orders which may include, but are not limited to, curfews, declaration of certain areas being off limits, and other matters related to the Declaration; and

WHEREAS, on April 3, 2020, the United States Centers for Disease Control and Prevention ("CDC") recommended that persons wear masks, including cloth masks or other facial coverings, while in public to help control the spread of COVID-19; and

WHEREAS, COVID-19 spread continues to occur in Miami-Dade County, and the City of Aventura, although at a lower rate; and

WHEREAS, on May 18, 2020, Governor DeSantis issued Executive Order 20-122, which authorizes Miami-Dade County to proceed to Phase 1 of the Safe, Smart, Step by Step Plan for Florida's Recovery, subject to the limitations imposed in Executive Order 20-112 paragraphs two through six; and

WHEREAS, on June 4, 2020, Miami-Dade County Mayor Carlos Gimenez issued Amendment 2 to Emergency Order 23-20 and Amendment 2 to Emergency Order 21-20, ("Amended County Re-Opening Orders"), which provide for the re-opening of banquet halls, gyms, fitness centers, dog parks, summer camps, youth activities, massage studios or parlors, and tattoo parlors in Miami-Dade County, subject to conditions and requirements contained in the Amended County Re-Opening Orders, including, but not limited to "The New Normal, a Guide for Residents and Commercial Establishments," included as an exhibit to the Amended County Re-Opening Orders; and

WHEREAS, on June 5, 2020, as City Manager, I entered Emergency Order 11 to re-open gymnasiums, fitness centers, dog parks, summer camps, youth activities, massage studios, or parlors, and tattoo parlors in the City, subject to conditions; and

WHEREAS, on June 7, 2020, Miami-Dade County Mayor Carols Gimenez issued Amendment 3 to Emergency Order 21-20 to clarify conditions related to the re-opening of dog parks and competitive doubles tennis; and

WHEREAS, this Amendment to City Emergency Order 11 clarifies the use of dog parks and residents' ability to play doubles tennis.

NOW, THEREFORE, as City Manager for the City of Aventura, Florida, and pursuant to the authority vested in me under Section 2-404 of the City of Aventura Code of Ordinances (the "City Code"), as well as that certain City of Aventura Declaration of State of Emergency, dated March 12, 2020, I hereby ORDER and PROMULGATE the following additional emergency measures:

Section 1. Declaration Supplemented.

In accordance with City Code Section 2-404, and Chapter 252, Florida Statutes, the Declaration of the State of Emergency within the City of Aventura, dated March 12, 2020, is hereby re-affirmed, remains in full force and effect, and is further supplemented pursuant to this Order, as provided herein:

Section 2. Findings.

- (A) The detailed findings of Governor Desantis' Executive Orders Number 20-52, Number 20-68, Number 20-82, 20-83, 20-91, 20-92, 20-112, and 20-122 are hereby incorporated herein by reference.
- (B) The detailed findings of Miami-Dade County Mayor Gimenez as contained in Amendment 2 to Miami-Dade County Emergency Order 23-20, and Amendment 2 to Emergency Order 21-20, dated June 4, 2020, including "The New Normal, a Guide for Residents and Commercial Establishments," which are attached hereto as **Exhibit "A,"** is hereby adopted and incorporated herein by reference.
- (C) City Emergency Order 11, dated June 5, 2020, is hereby amended as provided in this Amended Order.

Section 3. Re-Opening of Banquet Halls, Gyms, Fitness Centers, Dog Parks, Summer Camps, Youth Activities, Massage Studios or Parlors, and Tattoo Parlors in the City of Aventura

(A) Commencing June 8, 2020 banquet halls, gyms, fitness centers, dog parks, summer camps, youth activities, massage studios or parlors, and tattoo parlors **may open**, provided that each such establishment complies with the protocols contained in the Amended County Emergency Order, including, "The New Normal, a Guide for Residents and Commercial Establishments." A copy of the Amended County Re-Opening Order is attached hereto as **Exhibit "A,"** and incorporated herein by reference.

(B) Dog parks may be open, provided however, that dogs shall remain leashed in all areas of the park.

(C) Competitive doubles play may be allowed in conformance with the Miami-Dade County "Moving to a New Normal Handbook."

Section 4. Enforcement

Any person, firm, or corporation who violates any provision of the Declaration of the State of Emergency, and any Supplemental Order, any Amended Supplemental Order, including this Order, shall be subject to such fine or imprisonment or both as provided by **Sections 1-14 and 2-333** of the City Code, or any other applicable penalty provision. Each day that a violation shall continue to exist shall constitute a separate offense.

Section 5. Effective Date.

This Order and Supplement to Declaration shall be effective as of 5:00 a.m., June 8, 2020, and may be further supplemented from time to time in accordance with Article VIII of Chapter 2 of the City Code. This document shall be posted and distributed as provided by City Code Section 2-404(f).

Executed this 8th day of June, 2020.

By: 
Ronald J. Wasson, City Manager
City of Aventura, Florida

Copy: Mayor and Commissioners, City Clerk, Police Chief, City Attorney, Department Directors