



CITY OF AVENTURA
OFFICE OF THE CITY MANAGER

**ORDER AND SUPPLEMENT TO DECLARATION OF
STATE OF EMERGENCY**

“BUSINESS CLOSURES”

WHEREAS, on March 19, 2020, I, as City Manager of the City of Aventura, promulgated an Emergency Order which, among other requirements, closed non-essential retail and commercial establishments within the City of Aventura (“City”), and established a curfew within the jurisdictional limits of the City; 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

WHEREAS, on March 19, 2020, I issued a Supplement to the Declaration of Emergency requiring all non-essential retail and commercial establishments to close, and established a curfew (“Business Closure Order”); and

WHEREAS, on March 24, 2020, Governor DeSantis issued Executive Order 20-82, directing all persons who enter the State of Florida from New York, New Jersey, or Connecticut to isolate for a period of 14 days in an effort to slow the spread of the Coronavirus; and

WHEREAS, on March 24, 2020, Governor DeSantis issued Executive Order 20-83, directing all persons over 65 years of age to stay home and take such other measures as necessary to limit their risk of exposure to COVID-19; and

WHEREAS, in light of the Governor’s recent Executive Orders, and the spread of the Coronavirus in Miami-Dade County, and the City of Aventura, I find that it is necessary to supplement the previously issued City Business Closure Order to clarify that all construction activities at residential properties should be curtailed.

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, and Supplemental Orders, 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, and the Supplemental Order dated March 19, 2020 (“Business Closure Order”) are hereby re-affirmed, remain in full force and effect, and are 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, and 20-83 are hereby incorporated herein by reference.
- (B) The detailed findings of Miami-Dade County Mayor Gimenez as contained in Emergency Order 07-20, dated March 19, 2020 is hereby adopted and incorporated herein by reference.
- (C) This Order is given because of the propensity of COVID-19 virus to spread person to person and also because the virus physically is causing property damage due to its proclivity to attach to surfaces for prolonged periods of time.

Section 3. Order: Closure of Non- Essential Retail and Commercial Establishments:

The Business Closure Order dated March 19, 2020, is hereby amended, by amending Section 3 of the Business Closure Order to read, in its entirety, as follows:

- (A) All non-essential retail and commercial establishments, including but not limited to nail salons, beauty salons, barber shops, restaurants (**except for delivery and take-out**), book stores, jewelry stores, toy stores, pools, tennis courts, tennis club or facility, music stores, clothing stores, arts and craft stores, sporting goods stores, furniture, and all gymnasiums and other exercise/fitness facilities, are ordered closed. With respect to gymnasiums and exercise facilities, this includes all gymnasiums and exercise/fitness facilities located within any condominium complex facility, homeowner’s association, or other private development.
- (B) Essential retail and commercial businesses which are exempt and **which may remain open are:**
 - 1. Healthcare providers, including, but not limited to, hospitals, doctors’, and dentists’ offices, urgent care centers, clinics, rehabilitation facilities, physical therapists, mental health professionals, psychiatrists, therapists, and pharmacies, All first responders, gang and crisis intervention workers, public health workers, emergency management personnel, emergency dispatchers, law enforcement personnel and related contractors, persons working for emergency services providers, and government employees performing work in the course and scope of their employment are categorically exempt from this Order.
 - 2. Grocery stores, supermarkets, food banks, convenience stores, and other establishments engaged in the retail sale of canned food, dry goods, fresh fruits and vegetables, pet supply, fresh meats, fish, and poultry, and any other household consumer products (such as cleaning and personal care products). This authorization includes stores that sell groceries and sell other non-grocery products;
 - 3. Gas stations and auto-supply, auto-repair, and related facilities;

4. Banks
 5. Hardware stores;
 6. Contractors and other tradesmen, appliance repair personnel, exterminators, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of residences and other structures;
 7. Businesses providing mailing and shipping services, including post office boxes;
 8. Laundromats, dry cleaners, and laundry service providers;
 9. Businesses that supply office products needed for people to work from home;
 10. Businesses that ship or deliver groceries, food, goods, or services directly to residences;
 11. Taxis and other private transportation providers providing transportation services via automobile, truck, bus, or train;
 12. Home-based care for seniors, adults, or children;
 13. Assisted living facilities, nursing homes, and adult day care centers, and senior residential facilities;
 14. Landscape and pool care businesses, including residential landscape and pool care services;
 15. Childcare facilities providing services that enable employees exempted in this Order to work as permitted. To the extent possible, childcare facilities should operate under the following mandatory conditions:
 - (a) Childcare must be carried out in stable groups of 10 or fewer persons (inclusive of childcare providers for the group);
 - (b) Children and child care providers shall not change from one group to another;
 - (c) If more than one group of children is cared for at one facility, each group shall be in a separate room. Groups shall not mix or interact with each other.
 16. Pet supply stores;
 17. Telecommunication providers, including sales and repair of computer or telecommunications devices and the provision of home telecommunications;
 18. Waste management services, including collection and disposal of waste; and
- (C) This Order does not limit the number of persons who may be physically present performing services at any location where an essential business is being conducted except as expressly set forth herein or otherwise governed by any State or Federal order or regulation. Employers and employees are required, to practice social distancing, such as keeping six feet between persons and limiting group size to less than ten (10) people.

(D) **Recommendation to Curtail Construction Related Activities to Residential Properties**

1. **Contractor Services:** Consideration is recommended at this time that contractor services being carried out within private residential properties (Apartment Units) be limited to only **EMERGENCY REPAIRS** at this time (such as plumbing/air conditioning emergencies etc.). Those who choose to have contractors in their homes should consider the possible impact to them and their families when they have outside workers into their residences. In the best interests of the safety and health for your families and building and to reduce the chance of an exposure to Corona/COVID-19, we ask that everyone consider this recommendation.

2. All exterior/interior construction related activities connected with building maintenance, common areas and landscaping would still be allowed unless building management decides otherwise. This is a recommendation only at this time.

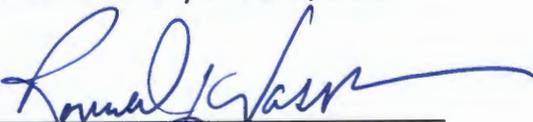
Section 4. Enforcement

Any person, firm or corporation who violates any provision of the Declaration of the State of Emergency, and any Supplemental Order, including this Order, shall be subject to such fine or imprisonment or both as provided by section 1-11 of the City Code. 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 pm, March 25, 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 25th day of March, 2020.

By: 

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

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