



EMERGENCY ORDER – MARCH 26, 2020

CITY OF BOCA RATON COVID-19

STAY HOME, STAY SAFE ORDER

WHEREAS, Novel Coronavirus 2019 (COVID-19) has the potential for causing life-threatening conditions for the residents of the City of Boca Raton; and

WHEREAS, Section 252.38, Florida Statutes (and other applicable Statutes), and Sections 2-2 and 2-3, Code of Ordinances, City of Boca Raton, provide authority for the City of Boca Raton to declare a state of local emergency, to waive the procedures and formalities required of political subdivisions, and to take whatever action is necessary to ensure the health, safety, and welfare of the community; and

WHEREAS, on March 16, 2020, the City of Boca Raton declared a State of Local Emergency resulting from COVID-19 pursuant to Resolution No. 36-2020; and

WHEREAS, on March 17, 2020, Leif J. Ahnell, as City Manager of the City of Boca Raton, issued a Directive closing all bars and nightclubs and limiting restaurants to drive-through, take-out, and delivery services; and

WHEREAS, on March 17, 2020, Leif J. Ahnell, as City Manager of the City of Boca Raton, issued a Directive cancelling the March 23 workshop Meeting of the City Council, the March 24 regular meeting of the City Council, as well as all meetings of City Boards and Committees and the hearings of the Special Magistrates scheduled for any time between March 17 and through Sunday, March 29, 2020; and

WHEREAS, on March 17, 2020, Leif J. Ahnell, as City Manager of the City of Boca Raton, issued a Directive closing all City facilities and suspending all City services except those deemed to be essential for the health and safety of the City's residents, businesses, and visitors; and

WHEREAS, on March 23, 2020, Leif J. Ahnell, as City Manager of the City of Boca Raton, extended the State of Local Emergency to March 30, 2020; and

WHEREAS, on March 24, 2020, Leif J. Ahnell, as City Manager of the City of Boca Raton, issued a Directive closing all non-essential retail and commercial businesses while allowing for minimum basic operations, defining essential retail and commercial businesses, allowing for electronic and telephonic commerce, allowing for delivery of services and products by mail, shipping, or delivery services; and

WHEREAS, the United States Centers for Disease Control (CDC) and the Florida State Department of Health (FDOH) recommend implementation of community mitigation strategies to curtail the spread of the virus, including cancellation of large gatherings and social distancing between persons in smaller gatherings; and

WHEREAS, the spread of the virus may be slowed by requiring that persons of all age groups, including seniors age 65 and older and persons with chronic health conditions, stay home and stay safe unless conducting essential activities or providing essential services; now therefore

Pursuant to the provisions of Section 252.38, Florida Statutes (and other applicable Statutes), Sections 2-2 and 2-3, Code of Ordinances, and the Declaration of State of Local Emergency in the City of Boca Raton,

I HEREBY ORDER:

Section 1. "STAY HOME, STAY SAFE" ORDER

(A): Subject only to the exceptions outlined in Sections 1(B) below, all persons living within the City of Boca Raton should remain in their homes or upon their own residential property ("Stay Home, Stay Safe" Order). Public and private gatherings of any number of people are only to occur inside a residence, except as to those exempted activities described in Section 1(B). This provision does not apply to gatherings within a single household or dwelling unit.

(B): Exceptions: Notwithstanding the "Stay Home, Stay Safe" Order herein, all residents and visitors in the City may lawfully engage in the following activities:

(1) Essential Retail and Commercial Activities: Residents and visitors may engage in essential retail and commercial activities, including without limitation, travel to or from essential retail and commercial businesses, as described below and set forth in the Directive issued March 24, 2020, as amended, provided that individuals conduct all such activities in compliance with all measures advised by the CDC and FDOH, including but not limited to social distancing.

The following retail and commercial businesses are deemed essential and existing retail and commercial business locations of these businesses may remain open, but shall practice, and ensure persons interacting with and within such businesses practice, social distancing and all other measures as advised by the CDC and FDOH:

- a. Except to the extent precluded by the Governor's Executive Order 20-72 or any subsequent Executive Order, healthcare providers and public health operations, including but not limited to: hospitals; doctors' and dentists' offices; urgent care centers, clinics, and rehabilitation facilities; physical therapists; mental health professionals; psychiatrists; therapists; research and laboratory services; blood banks, medical cannabis facilities; medical equipment, devices, and other healthcare manufacturers and suppliers; reproductive health care providers; eye care centers; home healthcare services providers; substance abuse providers; medical transport services; and pharmacies;
- b. Grocery stores, farmers' markets, farm and produce stands, supermarkets, food banks, convenience stores, and other establishments primarily engaged in the retail sale of canned food, dry goods, fresh fruits and vegetables, baby products, pet supply, liquor, fresh or frozen meats, fish, and poultry, and any other household consumer products (such as cleaning and personal care products). This authorization to remain open includes stores that sell groceries and also sell other non-grocery products, and products necessary to maintaining the safety, sanitation, and essential operations of residences and other structures;
- c. Businesses engaged in food cultivation;
- d. Businesses that provide food, shelter, social services, and other necessities of life for economically disadvantaged or otherwise needy individuals;
- e. Newspapers, television, radio, and other media services;

- f. Gas stations, new and used automobile dealerships, and auto-supply, auto-repair, and related facilities;
- g. Banks and related financial institutions, including insurance firms and businesses supporting the financial services industry, and pawn shops;
- h. Hardware, gardening, and building material stores;
- i. Contractors and other tradesmen, building management and maintenance (including janitorial companies servicing commercial businesses), home security firms, fire and water damage restoration, public adjusters, 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;
- j. Businesses primarily providing mailing, logistics, pick-up, and shipping services, including post office boxes;
- k. Private colleges, trade schools, and technical colleges, but only as needed to facilitate online or distance learning, perform critical research, or perform essential functions, and university, college, or technical college residence halls, but only to the extent needed to accommodate students who cannot return to their homes;
- l. Laundromats, dry cleaners, and laundry service providers;
- m. Restaurants and other facilities that prepare and serve food, but subject to the limitations and requirements of the Governor's Executive Orders 20-68, 20-70, and 20-71. Schools and other entities that typically provide free food services to students or members of the public may continue to do so on the condition that the food is provided to students or members of the public on a pick-up and takeaway basis only. Schools and other entities that provide food services under this exemption shall not permit the food to be eaten at the site where it is provided, or at any other gathering site under their control;
- n. Businesses that primarily supply office products needed for people to work from home (but not including businesses that primarily sell or lease furniture);
- o. Businesses that primarily supply other essential businesses, as defined this memorandum, with the support or supplies necessary to operate, and which do not interact with the general public, including cybersecurity firms (but not including businesses that primarily sell or lease furniture);
- p. Businesses that primarily ship or deliver groceries, food, goods, or services directly to residents;
- q. Airlines, taxis, and other private transportation providers providing transportation services via automobile, truck, boat, bus, or train;
- r. Businesses engaged in providing home-based care for seniors, adults, or children;
- s. Assisted living facilities, nursing homes, adult day care centers, and home- based and residential settings for adults, seniors, children, and/or people with disabilities or mental illness;
- t. Businesses providing professional services, such as legal or accounting services, to the extent those services are necessary to respond to legally mandated activities and such services cannot be performed as permitted in Section 3 below;
- u. Landscape and pool care businesses, including residential landscape and pool care services;
- v. Childcare facilities providing services that enable employees exempted in this Emergency Order to work as permitted. To the extent possible, childcare facilities should operate under the following conditions: Childcare must be carried out in stable groups of 10 or fewer (inclusive of childcare providers for the group); children and child care providers shall not change from one group to another; 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. All play equipment used by one group of children must be cleaned and sanitized before use by another group of children. Any child exhibiting symptoms consistent with COVID-19 illness shall not be allowed to stay in the childcare facility;
- w. Businesses operating at the Boca Raton Airport, or any other governmental facility in the City of Boca Raton, except as provided in the Governor's Executive Order 20-71, which requires all restaurants and food establishments licensed under Chapters 500 and 509 to suspend on-premises food and alcohol consumption;
- x. Logistics providers, including warehouses, trucking, consolidators, fumigators, and handlers;

- y. Telecommunications providers, including sales of computer or telecommunications devices and the provision of home telecommunications;
 - z. Businesses engaged in the provision of propane or natural gas;
 - aa. Businesses engaged in the provision of office space and administrative support necessary to perform any of the above-listed activities;
 - bb. Open construction sites, irrespective of the type of building;
 - cc. Businesses providing architectural, engineering, or land surveying services provided that such businesses operate in full compliance with all measures advised by the CDC regarding social distancing;
 - dd. Factories, warehouses, manufacturing facilities, bottling plants, or other industrial distribution and supply chain facilities used for essential products and industries for the U.S. domestic market;
 - ee. Waste management services, including business engaged primarily in the collection and disposal of waste;
 - ff. Private boat docking, fueling, marine supply, and other marina services for licensed commercial vessels;
 - gg. Hotels, motels, other commercial lodging establishments, and temporary vacation rentals, subject to the limitations stated in the Governor's Executive Order 20-70. Hotels, motels, and other commercial lodging establishments shall not accept new reservations for persons other than Essential Lodgers. "Essential Lodgers" are defined as: (1) healthcare professionals; (2) first responders; (3) National Guard members; (4) law enforcement; (5) state or federal government employees; (6) airline crewmembers; (7) patients; (8) patients' families; (9) journalists; (10) others providing direct services in response to COVID-19; (11) displaced residents or visitors; (12) persons utilizing hotels as transitional living arrangements; (13) persons sheltering in hotels due to domestic violence; (14) hotel employees, service providers, and contractors; or (15) individuals who, for any reason, are temporarily unable to reside in their home due to exigent circumstances;
 - hh. Veterinarians and pet boarding facilities;
 - ii. Mortuaries, funeral homes, and cemeteries including funeral and cremation services;
 - jj. Firearm and ammunition supply stores;
 - kk. Businesses, including regional, national, and global corporate headquarters, providing essential support services to any local, state, or federal government, pursuant to a contract with such government, or essential support functions to local, state, and international operations;
 - ll. Any business that employs five (5) or fewer persons, including management/ownership, where the employees do not come in regular contact with the general public in the regular course of business and the business can conduct its business in a manner that complies with the recommended social distancing and other requirements of previous executive orders, except to the extent inconsistent with any Executive Order or regulation issued by the Governor of Florida, the state, or any federal authority;
 - mm. Electrical production and distribution services;
 - nn. Moving, storage, and relocation services;
 - oo. Private recreation facilities and associated amenities for members only that are not subject to the provisions of the Governor's Executive Order 20-70, provided that all activities are conducted in compliance with all measures advised by the CDC and the State of Florida, including but not limited to social distancing.
- (2) Outdoor Recreational Activities: Residents and visitors may engage in outdoor activity and recreation, including, without limitation, walking, hiking, running or cycling in areas not otherwise closed to the public pursuant to the Directives referenced herein, provided that individuals conduct all such activities in compliance with all measures advised by the CDC and FDOH, including but not limited to social distancing.
- (3) Personal Support Activities: Residents and visitors may travel to and from their homes to care for or support a friend, family member, or pet in another household.

Section 3. The provisions of this Emergency Order may be enforced within the corporate limits of the City of Boca Raton by the Police Services Department, as the City's law enforcement agency, and all code enforcement officials. Any violation of any rule or regulation set forth herein shall be punishable as provided by law and the Code of Ordinances of the City of Boca Raton.

Section 4. All requirements of the City's Emergency Orders shall be strictly adhered to at all times.

Section 5. This Order shall take effect at 12:01 a.m. on Saturday, March 28, 2020, and shall remain in effect as long as the State of Local Emergency is in effect, as amended and extended.

ORDERED this 26th day of March, 2020, at 5:00 p.m.



Leif J. Ahnell, C.P.A., C.G.F.O., City Manager

ATTEST:



Susan S. Saxton, City Clerk