

CITY OF CORAL GABLES

OFFICE OF THE MAYOR

TO: CITY COMMISSION
FROM: RAUL VALDES-FAULI
MAYOR

DATE: June 5, 2020

TIME: 11:45 AM

AMENDMENT NO. 3 TO CITY OF CORAL GABLES EMERGENCY ORDER ALLOWING FOR
THE LIMITED RE-OPENING OF RESTAURANTS AND CERTAIN ESTABLISHMENTS WITH
CONDITIONS

WHEREAS, on March 12, 2020, I declared a state of emergency for the City of Coral Gables, Florida (the "City") as authorized by Section 252.38(3)(a), Florida Statutes, and Section 27-2(c)(6) of the City Code in response to the Novel Coronavirus Disease-2019 (COVID-19) (the "Declaration"); and

WHEREAS, on March 25, 2020, I issued the City of Coral Gables "Safer at Home" Emergency Order ("City Order"); and

WHEREAS, the City understands the importance of strategically and responsibly re-opening the economy while providing appropriate protections for its residents and visitors; and

WHEREAS, on April 29, 2020, the Governor issued Executive Order 20-112 setting forth the terms for the State's Phase 1 Recovery, which includes restaurants and retail establishments, but that order excluded Miami-Dade County, among others, except with regard to resuming elective medical procedures; and

WHEREAS, on May 9, 2020, the Governor issued Executive Order 20-120 expanding Phase 1 to include barbershops, cosmetology, and cosmetology special salons; and

WHEREAS, on May 14, 2020, the Governor issued Executive Order 20-122 to include Miami-Dade County in the Phase 1 Recovery, as expanded by Executive Order 20-120; and

WHEREAS, on May 14, 2020, the Governor issued Executive Order 20-123 establishing an indoor occupancy limit of fifty (50) percent of an establishment's seating capacity (excluding employees) for restaurants, retail establishments, museums, and gyms; and

WHEREAS, the Miami-Dade Mayor has issued a series of emergency orders, collectively known as the "Safer at Home" protocols pursuant to Emergency Order 12-20; and

WHEREAS, on May 15, 2020, based on the above-included Governor's Executive Orders, Miami-Dade County Mayor issued Emergency Order 23-20 allowing for the re-opening of restaurants

and certain retail establishments with specific conditions, requiring certain measures if an employee tests positive, and expressly allowing for municipalities to impose more stringent standards; and

WHEREAS, County Emergency Order 23-20 required that certain types of establishments remain closed; and

WHEREAS, on May 16, 2020, I issued "City of Coral Gables Emergency Order Allowing for the Limited Re-Opening of Restaurants and Certain Establishments with Conditions" ("City's Re-Opening Order"); and

WHEREAS, on May 22, 2020, the Governor issued Executive Order 20-131 allowing for the operation of organized youth activities and summer camps; and

WHEREAS, on May 27, 2020, Amendment No. 1 to County Emergency Order 23-20 clarified the social distancing requirement, updated the list of establishments and events permitted to open and those that must remain closed, clarified the facial covering requirement when dining at a restaurant, and updated protocols businesses must apply when an employee tests positive for COVID-19; and

WHEREAS, on May 29, 2020, I issued Amendment No. 1 to the City's Re-Opening Order, consistent with Amendment No. 1 to County Emergency Order 23-20; and

WHEREAS, on May 31, 2020, the Miami-Dade County Mayor issued County Emergency Order 24-20 reiterating that public pools, including community pools, may open to the public in accordance with certain standards, allowing banquet facilities and similar venues to open, if operated at 50 percent of their rated capacity and in accordance with certain standards, and cancelling certain emergency orders; and

WHEREAS, on June 2, 2020, I issued Amendment No. 2 to the City's Re-Opening Order, consistent with County Emergency Order 24-20; and

WHEREAS, on June 3, 2020, the Governor issued Executive Order 20-139 allowing for the reopening of bars, movie theaters, concert houses, auditoriums, playhouses, bowling alleys, arcades, and for the providing of personal services such as tattooing, body piercing, acupuncture, tanning and massage, effective June 5, 2020, but excluding Miami-Dade, Broward and Palm Beach counties until approval was provided to the County Mayor/Administrator; and

WHEREAS, on June 4, 2020, the Miami-Dade County Mayor issued Amendment No. 2 to County Emergency Order 23-20 allowing for the reopening of banquet halls, gyms, fitness centers, summer camps, youth activities, massage studios or parlors, and tattoo parlors in accordance with certain standards; providing a process for the opening of movie theaters, bowling alleys, amusement facilities, casinos, and other similar establishments; and allowing for bars, pubs and night clubs to sell food and alcoholic beverages, subject to certain licensing requirements and in accordance with the rules for restaurants.

NOW, THEREFORE, I, as Mayor of the City of Coral Gables, and pursuant to the authority granted to me by Section 252.38(3)(a), Florida Statutes, and Section 27-2(c)(6) of the City Code, in

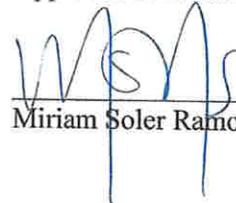
addition to previously ordered emergency measures declared by myself and the City Manager, hereby further amend Sections 1, 4(a)(i) and 4(a)(ii) of the City's May 16th Re-Opening Order, as follows¹:

1. State of Florida Executive Orders 20-112, 20-120, ~~and 20-123, 20-131, and 20-139~~ and Miami-Dade Emergency Order 23-20, Amendment No. 2 to Order 21-20, Amendment No. 1 to Order 23-20, Order 24-20, and Amendment No. 2 to Order 23-20 are hereby incorporated by reference.
4. Notwithstanding the provisions above, all residents, visitors, and/or establishments in the City may lawfully engage in the following activities:
 - a. **Permitted Retail and Commercial Activities and Establishments.**
 - i. Residents and visitors may engage in permitted retail and commercial activities, including travel to or from permitted retail and commercial establishments, as defined in Miami-Dade County Emergency Order 23-20, ~~and its Amendment No. 1, County Order 24-20, and Amendment No. 2 to Order 23-20~~ (a copy of each which is attached hereto).
 - ii. All restaurants and commercial establishments may re-open, under certain conditions, except those listed in Miami-Dade County Emergency Order 23-20 and its Amendment No.1, including those listed in County Order 24-20, and Amendment No. 2 to Order 23-20.

THIS AMENDMENT SHALL BE EFFECTIVE JUNE 8, 2020 AT 12:01 A.M.

C: City Manager
City Attorney
City Clerk
ACM
Directors

Approved as to form & legal sufficiency:



Miriam Soler Ramos, City Attorney

¹ Deletions are indicated by ~~strikethrough~~. Insertions are indicated by underline.