

**CITY OF DEERFIELD BEACH, FLORIDA**  
**EMERGENCY ORDER NO. 2020-04**  
**SAFER AT HOME ORDER**

WHEREAS, Novel Coronavirus Disease 2019 (“COVID-19”) is a severe acute respiratory illness that can spread among humans through respiratory transmission and presents with symptoms similar to those of influenza; and

WHEREAS, on March 1, 2020, Governor DeSantis issued Executive Order 20-51, directing the Florida Department of Health to issue a Public Health Emergency; and

WHEREAS, on March 9, 2020, Governor DeSantis issued Executive Order 20-52, declaring a State of Emergency in the State of Florida due to COVID-19; and

WHEREAS, on March 11, 2020, the World Health Organization declared the spread of COVID-19 to be a global pandemic; and

WHEREAS, on March 13, 2020, the Mayor of Deerfield Beach issued Executive Order 2020-01, declaring a State of Local Emergency; and

WHEREAS, on March 16, 2020, the White House issued guidelines recommending the avoidance of gatherings of 10 people or more; and

WHEREAS, on March 17, 2020, the City Commission adopted a Resolution extending the State of Local Emergency in the City through April 17, 2020; and

WHEREAS, to reduce the spread of COVID-19, the United States Centers for Disease Control and Prevention ("CDC") and the Florida State Department of Health recommend implementation of community mitigation strategies to increase containment of the virus, including cancellation of large gatherings and social distancing of at least six (6) feet between persons in smaller gatherings; and

WHEREAS, on March 20, 2020, the City Manager entered Emergency Order No. 2020-01, closing all public beach areas east of the boardwalk, closing the Center for Active Aging, the Deerfield Beach Aquatics Complex and other specified City parks and facilities, including closure of the International Fishing Pier for sightseeing but permitting fishing from 6am to midnight; and

WHEREAS, Emergency Order 2020-01 also required all restaurants to cease all on premises dining, but provided for drive-thru, delivery, take-out, and exterior pick-up food services during their normally permitted hours, and ordered the closure of all bars, nightclubs, taverns, pubs, cocktail lounges, breweries, dance halls, movie theaters, halls for hire, auditoriums, bowling alleys, video arcades, and sports and entertainment facilities; and

WHEREAS, on March 22, 2020, the Broward County Administrator entered Emergency Order 2020-01 ordering all non-essential retail and commercial business locations within Broward County to close; and

WHEREAS, on March 23, 2020, the City Manager entered Emergency Order No. 2020-02, closing certain city facilities to the public, clarifying provisions regarding alcohol sales for off-premises consumption and closing the International Fishing Pier for sightseeing but permitting fishing under certain conditions; and

WHEREAS, on March 24, 2020, the World Health Organization indicated that the United States has the potential to become the center of the COVID-19 pandemic; and

WHEREAS, on March 26, 2020, the City Manager entered Emergency Order No. 2020-03, closing the International Fishing Pier, golf courses and pools that are amenities of hotels, motels, community associations, rental apartments and other multifamily developments; and

WHEREAS, since the outbreak of COVID-19 numerous local governments and multiple states have adopted various versions of “shelter in place” and “safer at home” orders, which are designed to protect the health and well-being of the community, to create social distancing, and to minimize contact in an effort to limit community spread of COVID-19; and

WHEREAS, on March 26, 2020, the Broward County Administrator entered Emergency Order 2020-03 announcing a Shelter-in-Place: Safer at Home Policy for County residents and clarifying certain aspects of County Emergency Order 2020-01 (collectively, County Emergency Order 2020-01 and County Emergency Order 2020-03 are the “County Emergency Orders”); and

WHEREAS, as of today, the City of Deerfield Beach is aware of confirmed cases of COVID-19 within its jurisdictional boundaries, and the United States now has more total confirmed cases than any other country; and

WHEREAS, to limit the potential community spread of COVID-19, it is now necessary for the City of Deerfield Beach to implement further restrictions for the general health, safety, and welfare of the community.

NOW, THEREFORE, I, David Santucci, as City Manager, pursuant to my emergency authority under Section 30-29 of the City Code, the Declaration of Emergency issued by the Governor, Section 252.38(3) and 252.46, Florida Statutes, the State of Local Emergency extended by the City Commission, and by the City Comprehensive Emergency Management Plan, declare:

**Section 1:** This Emergency Order is supplemental and in addition to the Executive Orders issued by the Governor, including but not limited to, Executive Orders 20-70 and 20-71 (collectively, the “Executive Orders”), together with the County Emergency Orders, all of which are hereby adopted by the City of Deerfield Beach and incorporated herein. City Emergency Order 2020-01 and 2020-02 and 2020-03 are hereby incorporated herein.

**Section 2:** In addition to the requirements of the Executive Orders, the County Emergency Orders and City Emergency Orders 2020-01, 2020-02 and 2020-03, I hereby order the following:

**A.** Each resident is hereby ordered to stay home and within the entirety of their owned or rented property. The order to stay at home does not require residents to confine themselves to the interior of their homes. Residents may make use of all exterior portions of their homes such as patios, porches, yards, and driveways. Residents may also leave their place of residence and travel to another place in accordance with Section 2(C), below.

**B.** Unless a person has a Permissible Use as provided for in Section 2(C), below, no person shall travel or be on or upon any public right of way, including but not limited to, streets, canals, or sidewalks, within the boundaries of the City of Deerfield Beach.

**C. Permissible Use.** Notwithstanding Section 2(A) and (B), all residents and visitors in the City may lawfully engage in the following activities:

- (1) **Essential Businesses.** Residents and visitors may engage in travel to Essential Businesses and provide minimum basic operations to non-essential businesses as identified in Broward County Emergency Orders 20-01 and 20-02, as further refined in Broward County Emergency Order 20-03; and as may be amended or extended. For clarity, businesses may also continue operations consisting exclusively of employees or contractors performing activities at their own residences (i.e., working from home). All Essential Businesses are strongly encouraged to remain open.
- (2) **Emergency Assistance.** Residents and visitors may engage in travel and similar activities to obtain assistance from law enforcement, fire-rescue, or other emergency services.
- (3) **Personal Support Activities.** Residents and visitors may travel to and from their homes to care for or support a friend, companion, family member, pet or livestock, support groups, or a vulnerable person.
- (4) **Work in Support of Essential Businesses.** Residents and visitors in the City may continue to perform work for and in support of businesses authorized to be open to the public in accordance with Broward County Emergency Order 20-01, 20-02, and 20-03, and any local government, the State government, or the Federal government.
- (5) **Outdoor Recreational Activities.** In areas not otherwise closed by a separate Emergency or Executive Order, residents may engage in outdoor activity and recreation while staying six (6) feet apart from another person or group of people, and so as long as residents are in compliance with size of public gatherings as defined in Section 2(G) below.
- (6) **Religious Activities.** Residents and visitors may travel to and from places of worship. Places of worship must comply with Social Distancing Requirements as defined in Section 2(D) below, to the greatest extent feasible and the size of public gatherings as defined in Section 2(G) below. Places of worship are encouraged to livestream their services in lieu of in-person gatherings.
- (7) **Government Employees and Emergency Personnel.** All first responders, emergency and mental health crisis responders, gang intervention specialists and crisis intervention workers, public health workers, emergency management personnel, emergency dispatchers, law enforcement personnel and related contractors, persons working for emergency service providers, and government employees performing work in the course and scope of their employment are categorically exempt from this Order.
- (8) **Public Transit.** Available public transit may be used for the above listed activities. People riding on public transit must comply with Social Distancing Requirements as defined in Section 2(D) below, to the greatest extent feasible.

**D. Social Distancing Requirements.** A person in a public space shall:

- (1) Practice social distancing by staying at least 6 feet away whenever practicable from another person, excluding immediate family members, caretakers or, household members;
- (2) Cover all coughs and sneezes with their elbow or tissue;
- (3) Not shake hands;
- (4) Not enter any public place if the person exhibits any flu or COVID-19 like symptoms and/or has a fever over 99.9 degrees Fahrenheit unless that person is traveling to or from a hospital, doctor's office, urgent care, walk-in clinic, or pharmacy;
- (5) If a person is exhibiting flu or COVID-19 like symptoms or has a fever over 99.9 degrees Fahrenheit and is seeking medical treatment, the person shall first contact their medical provider by phone before appearing at the medical provider's office; and
- (6) If a person is exhibiting flu or COVID-19 like symptoms or has a fever over 99.9 degrees Fahrenheit and requires a prescription or a refill thereof and the pharmacy has a drive-thru window and/or delivery service, that person shall utilize the drive-thru window and/or delivery service to receive their medication.

**E. Essential Businesses Employee Screening.** For those businesses deemed to be an Essential Business, as set forth above, these facilities shall implement employee screening and prohibit any employee from entering the premises if they affirmatively answer any of the below questions, as recommended by the Center for Disease Control and Prevention (CDC):

- (1) Have you returned from international travel (anywhere outside the United States) or been on a cruise within the last 14 days?
- (2) Have you been in contact with anyone who has returned from international travel or been on a cruise within the last 14 days?
- (3) Have you been in any gathering of 50 people or more in the last 14 days?
- (4) Have you traveled through any airport within the past 14 days?
- (5) Have you traveled to any area known to have high numbers of positive cases of COVID-19, including but not limited to California, Washington, New Jersey, New York, Connecticut, Massachusetts, or Washington D.C. within the past 14 days?
- (6) Have you experienced signs or symptoms of COVID-19, such as fever over 99.9 degrees Fahrenheit, cough or shortness of breath?

**F. Essential Businesses Cleaning Protocols.** For those businesses deemed to be an Essential Business, as set forth above, these facilities must make every effort to:

- (1) Provide disinfectant wipes or equivalent for shopping carts and baskets or disinfect shopping carts and baskets after each use.
- (2) Disinfect hourly, at a minimum all check out areas, including but not limited to, conveyor belts, cash registers, and credit card areas.
- (3) Disinfect after closing or before opening all areas of the business that customers may touch or come into contact.
- (4) Require employees or independent contractors present to wash and/or disinfect their hands at least once per hour.
- (5) Clean and disinfect any pen, stylus or screen used to sign receipts after each customer or waive the need to sign a receipt.

- (6) Ensure that no more than 10 people, including staff, are gathered in any particular area of the Essential Business.
- (7) Ensure that customers at checkout are separated by at least 6 feet.
- (8) Disinfect all door handles used by the general public at least hourly during business hours.
- (9) Essential Businesses with waiting rooms must ensure that no person shall be seated within 6 feet of another person and all seats must be disinfected after each use.
- (10) Do not allow more than 25% of their approved maximum capacity into any location.

**G. Limit on Gatherings.** All gatherings of 10 or more people shall be prohibited except for those identified in Section 2(C) above. Social Distancing Requirements must be observed.

**H. Exceptions for Utilities and Government Personnel.** Nothing in this Order shall be construed to limit or restrict movement or use of the public rights of way for use by other local governments, the state government, and federal government or their employees, and utility providers and contractors while engaged in their duties.

**Section 3:** This Order shall be strictly adhered to at all times. This Order may be enforced by the Broward Sheriff's Office, as the City's law enforcement agency, through issuance of Notices to Appear or arrest, pursuant to the provisions of Chapter 252, Florida Statutes, and other applicable State, County and City laws, rules and regulations, or through the issuance of Code Violations and Notices of Violation by the City's Code Compliance Department pursuant to applicable provisions of Chapter 162, Florida Statutes, and the City Code, and by any other state or local agencies with jurisdiction.

**Section 4:** To the extent of any conflict between this Emergency Order 2020-04 and the City's prior Emergency Orders, this Emergency Order 2020-04 shall control to the extent of such conflict.

**Section 5:** Any violation of any rule or regulation issued and set forth herein shall be punishable as provided by the City Code, this Order and other applicable law, including but not limited to Chapter 252, Florida Statutes.

**Section 6:** This Order shall take effect on 12:01 a.m. on March 28, 2020 and shall remain in full force and effect until terminated.

ORDERED at 4:30pm this 27<sup>th</sup> day of March, 2020.

David Santucci, City Manager

ATTEST:

Samantha Gillyard, City Clerk