

# **\*\* AMENDED \*\* DECLARATION OF EMERGENCY REGULATIONS (Phase One Reopening)**

(COVID-19 State of Emergency – May 28, 2020)

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

WHEREAS, in December of 2019, a new and substantial outbreak of COVID-19 emerged in Wuhan, China, and has since spread rapidly to over 196 countries and territories throughout the World, including the United States, and more specifically Broward County and the City of Fort Lauderdale;

WHEREAS, on March 9, 2020, Governor DeSantis issued Executive Order 20-52, declaring a state of emergency in the State of Florida, due to the public health threat resulting from the rapid spread of COVID-19;

WHEREAS, on March 11, 2020, the World Health Organization (WHO) declared COVID-19 a pandemic;

WHEREAS, pursuant to Section 2-274(c) of the Code of Ordinances of the City of Fort Lauderdale, Florida, Mayor Dean J. Trantalis issued and declared various emergency regulations on March 13, March 15, March 17, 2020, March 27, 2020, April 10, 2020, April 17, 2020, April 28, 2020, May 1, 2020, and May 16, 2020, to limit the spread and limit the risk of exposure to COVID-19;

WHEREAS, on April 1, 2020, Governor DeSantis issued Executive Order 20-91, therein ordering individuals to restrict their movements and personal interactions outside of their homes to only those necessary to obtain or provide essential services or conduct essential activities, and on April 29, 2020, issued Executive Order 20-112, introducing Phase 1 of the State's "Safe. Smart. Step-by-Step. Plan for Florida's Recovery," for all counties in the State of Florida, except Miami-Dade, Broward, and Palm Beach Counties;

WHEREAS, on April 28, 2020, Broward County issued Emergency Order No. 20-8, therein providing for a limited reopening of certain parks, natural areas, boat ramps, marinas, golf courses, and certain pools and other amenities;

WHEREAS, on May 9, 2020, Governor DeSantis issued Executive Order 20-120, authorized licensed professionals, including barbers and cosmetologists, to provide personal services as part of Phase 1;

WHEREAS, on May 14, 2020, Governor DeSantis issued Executive Order 20-122 permitting Broward County to participate in the Phase 1 reopening identified in Executive Order 20-112, Executive Order 20-120, and any future orders pertaining to Phase 1 or the phased reopening of Florida;

WHEREAS, on May 14, 2020, Governor DeSantis further issued Executive Order 20-123 therein expanding Executive Order 20-112 to include greater capacity restaurants operations, as well as retail, museums, gyms, fitness centers, and professional sport venues;

WHEREAS, on May 21, Broward County issued Emergency Order 20-12, which expanded upon the County's previous Emergency Orders and identified therein numerous businesses and services permitted to reopen in the County's Phase 1 Reopening, and set forth specific criteria for permitted operations, which was subsequently amended through Emergency Order 20-13, issued May 22, 2020, by further including the reopening of beaches, hotels, and gyms.

WHEREAS, on May 22, 2020, Governor DeSantis issued Executive Order 20-131 further expanding Executive Order 20-112 to include organized youth activities, summer camps, youth recreation camps, and youth sports teams and leagues;

WHEREAS, the City of Fort Lauderdale, while continuing to aggressively limit the community spread of COVID-19, recognizes the need to promote physical and mental health in the community, and to commence a safe and responsible phased reopening of businesses and services within the City, and therefore, finds it appropriate to amend its Declaration to coincide with the foregoing recent Orders issued by Governor DeSantis and Broward County, and take additional measured steps to participate in the Phase 1 reopening of the State of Florida, including permitting the operation of certain businesses and activities and reopening additional portions of recreational amenities, subject certain requirements;

WHEREAS, pursuant to Section 252.38(3) and 252.46, Florida Statutes, and pursuant to Section 2-274(c) of the Code of Ordinances of the City of Fort Lauderdale, Florida, in the event of a proclamation of a state of emergency by the Governor, the Mayor of the City of Fort Lauderdale is empowered, in part, to "make and issue rules and regulations on matters reasonably related to the protection of life and property as affected by such emergency . . ."

**NOW, THEREFORE**, I, Dean J. Trantalis, Mayor of the City of Fort Lauderdale, Florida, pursuant to the authority vested in me by Section 2-274(c), Code of Ordinances of the City of Fort Lauderdale, Florida:

**DO HEREBY ORDER AND DECLARE:**

**SECTION 1 – Essential and Additional Services, Businesses, and Activities**

The City of Fort Lauderdale hereby adopts the Governor’s Executive Orders 20-91, 20-112, 20-120, 20-123, and 20-131, including as may be amended thereafter. Essential and additional services and businesses, as well as essential and additional activities, identified in the Governor’s Executive Orders 20-91, 20-112, 20-120, 20-123, and 20-131, including as may be amended or supplemented thereafter, are permitted in the City of Fort Lauderdale subject to the requirements and limitations set forth therein, and in Attachments 1 through 12 of Broward County Emergency Order 20-12, and Attachments 1, 13, and 14 of Broward County Emergency Order 20-13, including as may be amended thereafter.

**SECTION 2 – Recreational Amenities in Housing Developments**

Community rooms, fitness centers, and gyms, to the extent such amenities are located within multi-family housing developments or community associations, including condominiums, are permitted provided all such operations strictly adhere to the requirements and limitations set forth in Broward County Emergency Orders 20-12 and 20-13, including as may be amended thereafter.

**SECTION 3 – Commercial Gyms and Fitness Centers**

In accordance with the Governor’s Executive Order 20-123, and Broward County Emergency Order 20-13, commercial gyms and fitness centers are permitted provided all such operations strictly adhere to the requirements and limitations set forth in Broward County Emergency Order 20-13, including as may be amended thereafter.

**SECTION 4 – Hotels, Motels, and Commercial Lodging Establishments**

In accordance with Broward County Order 20-13, hotels, motels, and commercial lodging establishments may expand their operations, provided they strictly adhere to the requirements and limitations set forth in Broward County Emergency Order 20-13, including as may be amended thereafter.

**SECTION 5 – Public Community Pools and Private Club Pools**

Pool decks and pools, whether of a commercial or noncommercial nature, including pools and pool decks located within private clubs, are permitted provided all such operations strictly adhere to the requirements and limitations set forth in Broward County Emergency Orders 20-12 and 20-13, including as may be amended thereafter.

## **SECTION 6 – Professional Sports Venues**

In accordance with the Governor’s Executive Order 20-123, professional sports and professional sports venues may operate, including training, competitions, events, and games.

## **SECTION 7 – Museums**

In accordance with the Governor’s Order 20-123 and Broward County Order 20-12, museums may operate, provided they strictly adhere to the requirements and limitations set forth in Broward County Emergency Order 20-12, including as may be amended thereafter.

## **SECTION 8 – Beaches and Public Parks**

- A. In accordance with Broward County Emergency Order 20-13, all beaches in the City of Fort Lauderdale are permitted to open, contingent on all persons utilizing the beaches complying with the requirements set for in Attachment 1 of Broward County Emergency Order 20-13, including as may be amended thereafter.
- B. All City of Fort Lauderdale parks, except for Coontie Hatchee Park, Cypress Creek Sandpine Park, Hector Park, Palm Aire Park, and Virginia Shuman Young Park, are open to public access from 7:00 am to 8:00 pm daily, for the limited purposes published for each park, and subject to the limitations set forth in this Section.
- C. Basketball courts, volleyball courts, community centers, outdoor fitness equipment, park offices, shelters, playgrounds, splash pads, sports fields (excluding batting cages), and water fountains remain closed.
- D. Dog parks are open, subject to strict compliance with the distancing guidelines set forth herein.
- E. Park swimming pools are open for lap swimming only, with one swimmer per lane at one time.
- F. Park restrooms are open, with additional daily cleaning required.
- G. Unless permitted herein for a specific purpose, City of Fort Lauderdale parks opened by this Declaration shall be used only for passive use, such as walking, hiking, biking, jogging, personal boat launching, mountain biking, disc golf, and fishing, as applicable and otherwise permitted in such parks.
- H. The following guidelines shall apply to all City of Fort Lauderdale parks:
  - 1. No groups of more than ten (10) people shall congregate in any area of any park within the City of Fort Lauderdale, and a minimum of fifty (50) feet shall be maintained between all groups of up to 10 people.

2. Use of tennis courts and pickle ball courts shall be limited to a maximum of two people on the court at any one time (i.e. singles play only), and racquetball courts and disc golf courses limited to a maximum of one person at any one time.
  3. Users of walking and nature paths will be required to travel only in one direction.
  4. Vehicle parking capacity in parks will be regulated, as necessary, to adhere to CDC social distancing guidelines.
  5. All CDC guidelines regarding social distancing must be observed at all times by all persons using any park in the City of Fort Lauderdale.
  6. Facial coverings must be worn at all times to the extent required in Broward County Emergency Order 20-12, including but not limited to, if they are within a six-foot distance of another person.
- I. The City reserves the right to close or open certain parks or limited park amenities as deemed appropriate and as circumstances warrant without the need to modify this Declaration.

#### **SECTION 9 – Boating and Marine Activities**

- A. Boating and marine activities, including recreational and commercial boating activities are permitted in the City of Fort Lauderdale pursuant and with strict adherence to the requirements and limitations set forth in Broward County Emergency Order 20-12, including as may be amended thereafter.
- B. Boat ramps located within a City park will operate and be open from 7:00 am to 8:00 pm daily. Any other boat ramps will operate and be open from 6:00 am to 8:00 pm daily.

#### **SECTION 10 – Golf Courses**

All municipal and privately-run golf courses in the City of Fort Lauderdale may operate with strict adherence to the requirements and limitations set forth in Broward County Emergency Order 20-12, including as may be amended thereafter.

#### **SECTION 11 – CDC Guidelines Regarding Social Distancing and Facial Coverings**

All persons within the City of Fort Lauderdale shall continue to adhere to the guidelines from the Centers for Disease Control and Prevention (CDC) as required in the Governor's Executive Order 20-112 and Broward County Emergency Order 20-10, and the facial covering requirements set forth in Broward County Emergency Order 20-12, including as may be amended thereafter.

## **SECTION 12 – Public Meetings and Events**

- A. The following events, activities, and meetings are cancelled and suspended:
1. All City events, including but not limited to, events approved pursuant to Chapter 15, Article V, Code of Ordinances of the City of Fort Lauderdale.
  2. All City recreational programs and facilities, facility rentals, and non-professional organized sports leagues, games, races, practices, and tournaments are cancelled and suspended. However, Parks and Recreation will continue to provide online educational experiences.
  3. All Special Magistrate, Code Enforcement, Board of Adjustment, Nuisance Abatement Board hearings, and Community Court are cancelled and suspended.
  4. All homeowner association and civic association meetings conducted or held on City property are cancelled and suspended.
- B. Meetings of the Planning & Zoning Board, advisory boards, committees, and working groups may be scheduled and conducted, under the following conditions:
1. Pursuant to Executive Order No. 20-69, as amended, the requirements of an in-person quorum and for a meeting to occur at a public place, are suspended. However, any meetings held by any and all advisory boards, quasi-judicial boards, committees, or working groups pursuant to this Section must strictly adhere to any and all other requirements under the Florida Constitution and Florida's "Government in the Sunshine Laws, including Chapter 286, Florida Statutes.
  2. Any meetings held by any and all advisory boards, quasi-judicial boards, committees, or working groups pursuant to this Section must utilize communications media technology, such as telephonic and video conferencing, as provided in Sec. 120.54(5)(b)(2), Florida Statutes, subject to the approval of the City Clerk, City's Information Technology Director, and City Attorney.

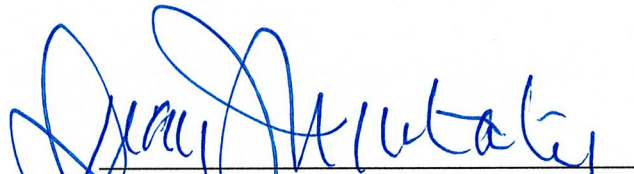
## **SECTION 13 – Applicability, Enforcement, Severability**

- A. This Declaration supersedes all previously issued City Declarations of Emergency Regulations.
- B. This Declaration is supplemental to Broward County's Emergency Orders and the Governor's Executive Orders.
- C. The regulations set forth in this Declaration do not apply to Broward County, the Broward County School Board, the North Broward Hospital District, the State of Florida, and the Federal Government.

- D. Any violation of any rule or regulation issued and set forth herein shall be punishable as provided in Florida Statute, Section 252.50, and Sections 1-6, 16-1, and/or 18-1, Code of Ordinances, City of Fort Lauderdale.
- E. This Emergency Declaration is effective as of 12:01 am May 28, 2020 and shall remain in full force up until terminated or superseded by subsequent Declaration.

Ordered in the City of Fort Lauderdale, Florida, this 27 day of May, 2020.



  
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Dean J. Trantalis, Mayor  
City of Fort Lauderdale, Florida

Attest:



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Jeff Modarelli  
City Clerk