

DECLARATION OF EMERGENCY REGULATIONS

(Pursuant to COVID-19 State of Emergency)

Order # HB20-09

WHEREAS, on March 9, 2020, Governor DeSantis issued Executive Order Number 20-52 regarding COVID-19, declaring a state of emergency in the State of Florida, and authorizing in accordance with Section 252.38, Florida Statutes, each political subdivision within the State to "waive the procedures and formalities otherwise required of the political subdivision by law pertaining to the performance of public work and taking whatever prudent action is necessary to ensure the health, safety, and welfare of the community;" and

WHEREAS, the City of Hallandale Beach has declared a State of Emergency pursuant to Chapter 252, Florida Statutes, effective March 9, 2020, and subsequently renewed; and

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

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

WHEREAS, the City of Hallandale Beach is threatened by COVID-19 because of the apparent ability of the virus to spread rapidly among humans and overwhelm health system capacities; and

WHEREAS, COVID-19 thereby constitutes a clear and present threat to the health, safety, and welfare of the citizens and visitors of the City of Hallandale Beach; and

WHEREAS, the State of Florida and Broward County have issued a number of Emergency Orders regulating business and other activities in an attempt to do a phased reopening of the community while limiting the spread of the virus; and

WHEREAS, to maintain uniformity and avoid unnecessary confusion, the City of Hallandale Beach has determined to abide by and enforce the requirements imposed by state and county emergency orders, pursuant to Florida Statutes Chapter 252; and

WHEREAS, pursuant to Sections 1.01, 3.04, and 6.05 of the City's Charter, Florida Statutes Chapters 252, and the Declaration of State of Emergency existing since March 9, 2020 and subsequently renewed, and as authorized by the City Commission, the City Manager is authorized to take actions necessary to protect public health, welfare and safety, including issuance of emergency orders; and

NOW, THEREFORE, I, Greg Chavarria, City Manager of the City of Hallandale Beach, Florida, pursuant to the authority vested in me by the laws of the State of Florida and the City of Hallandale Beach, do hereby declare and establish that:

Section 1. The City remains subject to emergency orders of the State of Florida and Broward County, which have the force of law pursuant to Florida Statutes Chapter 252.

Section 2. The following regulations are maintained or instituted within the City:

- 1) Broward County has issued Emergency Order 20-13, allowing the opening of commercial gyms effective May 26, 2020, subject to conditions. Commercial Gyms located in Hallandale Beach shall be allowed to resume services to the public only after obtaining an inspection by the City's Code Compliance Division to determine if they meet the criteria established by Broward County for resuming operations. Upon initial approval by the City for reopening, it is the responsibility of the business to maintain compliance with the requirements of Emergency Orders, as applicable.
- 2) Emergency Order HB 20-06, adopted by the City Commission on April 15, 2020, remains the virtual meeting policy of the City for virtual meetings as deemed necessary by the City Commission during the pendency of the Declared State of Emergency.

Section 3. Enforcement. All citizens and visitors of the City of Hallandale Beach are directed to comply with applicable emergency regulations and necessary measures, which shall be strictly enforced, and to cooperate with public officials and public safety personnel in executing any emergency operational plans, and to obey and comply with the lawful direction of all properly identified public officers. Emergency orders may be enforced by City personnel through issuance of citations, 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. Any violation of any rule or regulation issued and set forth herein shall be punishable as provided in Florida Statutes Chapter 252 and/or Chapter 1, Section 1-8, Code of Ordinances, City of Hallandale Beach, and any other applicable laws.

Section 4. This Order shall become effective immediately upon filing with the City Clerk.

ISSUED THIS 25th DAY OF MAY 2020, HALLANDALE BEACH, BROWARD COUNTY, FLORIDA.

BY:



Greg Chavarria, City Manager

ATTEST:

SD James for City Clerk

City Clerk