



Council Members
Katharine Cue-Fuente
Jacqueline Garcia-Roves
Monica Perez
Jesus Tundidor
Carl Zogby

Carlos Hernandez
Mayor

Paul B. Hernandez
Council President

Oscar De La Rosa
Council Vice-President

City of Hialeah

TO: SERGIO VELAZQUEZ, CHIEF
HIALEAH POLICE DEPARTMENT

DATE: May 13, 2020

TIME: 10:57 a.m.

FROM: [Signature]
CARLOS HERNANDEZ, MAYOR

ATTEST: [Signature]
MARBELYS FATJO, CITY CLERK

**EMERGENCY ORDER CLARIFYING REQUIREMENT TO USE A MASK
IN THE CITY OF HIALEAH, FLORIDA
(COVID-19-COH-EO-07A)**

WHEREAS, the Centers for Disease Control (CDC) continues to study the spread and effects of COVID-19 in the United States; and

WHEREAS, it is estimated that a high percentage of new infections of COVID-19 is as a result of person-to-person contact through bodily fluids secreted in the air when speaking, coughing, and/or sneezing; and

WHEREAS, recent studies have shown that a significant percentage of persons who are infected with the virus are asymptomatic; and

WHEREAS, asymptomatic individuals can transmit the virus through bodily fluids secreted when speaking, coughing, and sneezing when in close contact with others; and

WHEREAS, in an effort to continue to stop the spread of the virus and as we begin to reopen society and resume contact with persons at work and about our daily lives, it is imperative that all individuals, with few exceptions, cover their mouth and nose in public; and

WHEREAS, the highest risk of exposure and infection by COVID-19 is precisely in close person to person contact; and

WHEREAS, we remain in a state of emergency at every level of government; and

WHEREAS, the City continues to take action to slow the spread and reduce the impact of the disease to protect its residents; and

THEREFORE, in response to the impending risk to the life, health, safety and welfare posed by Coronavirus Disease 2019 (COVID-19) to our citizenry and pursuant to the authority set forth in Florida Statutes §252.38 and in furtherance of all national, state, county and local emergency orders issued to date; and

In order to safeguard the life, health, safety and welfare of the residents of the City of Hialeah; and

In an attempt to slow the spread and mitigate the potential impact of Coronavirus Disease;

EFFECTIVE IMMEDIATELY, I HEREBY ORDER:

The Emergency Order Requiring all Persons to Cover Nose and Mouth in Public issued on April 9, 2020 is hereby amended to delete paragraphs 5 through 8 and to add the new paragraphs provided in this order:

“5. All individuals over the age of 2 must cover their nose and mouth with a mask when outdoors in public places.

6. All individuals over the age of 2 must cover their nose and mouth with a mask at all times at all places of business, commerce, worship, recreation or entertainment. The mask may be removed temporarily when the nature of the activity engaged in by the individual at the place of business, commerce, worship, recreation or entertainment involves use of the nose or mouth and the activity cannot safely occur with the mask on.

7. All employers shall require all employees, having person-to-person contact with the public as part of their job duties, to wear masks at all times on the worksite or while performing their employment functions.

8. All places of business, commerce, worship, recreation or entertainment shall require all patrons or all persons entering the premises to wear masks at all times while on the premises.

9. Individuals under the age of 2 or persons who have trouble breathing due to a chronic pre-existing condition, disability or emergency medical condition are exempt from using the mask when seeking or obtaining essential services.

10. A mask required by this Order may be homemade of cloth as recommended by the CDC. All CDC guidelines on COVID-19 can be accessed at <https://www.cdc.gov/coronavirus/2019-ncov/index.html>.

~~11. All essential retail and commercial establishments are strongly encouraged to implement policies for employees to use personal protective equipment such as gloves;~~

~~subject to the availability of such items. 7. This Order shall not be interpreted to restrict any employee or customer from accessing any essential retail or commercial establishment to address any emergency or other exigent circumstance, even if a mask is not readily available at the time such emergency or other exigent circumstance occurs. 8. This Emergency Order shall be strictly adhered to at all times while the City's declaration of emergency remains in effect and enforceable pursuant to Florida law.~~

12. This order does not change or alter any social distancing requirements imposed by any other lawful emergency order promulgated by the State or County pursuant to Florida Statutes §252.46. This order is in effect for the duration of the City's declaration of emergency unless terminated sooner.”