

**CITY OF PARKLAND
EMERGENCY ORDER 2020-04
LIMITED OPENING OF PUBLIC FACILITIES**

WHEREAS, COVID-19, a respiratory illness caused by a virus that spreads rapidly from person to person and may result in serious illness or death, constitutes a clear and present threat to the lives, health, welfare, and safety of the residents of the City of Parkland (City); and

WHEREAS, on March 1, 2020, Governor DeSantis declared a Public Health Emergency as a result of COVID-19, and on March 9, 2020, Governor DeSantis issued Executive Order 20-52, declaring a State of Emergency as a result of COVID-19; and

WHEREAS, on March 10, 2020, Broward County Administrator Bertha Henry (County Administrator) declared a Local State of Emergency; 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, President Trump declared a national emergency concerning COVID-19; and

WHEREAS, on March 13, 2020 City of Parkland Mayor Christine Hunschofsky issued an Executive Order declaring a State of Local Emergency; and

WHEREAS, on March 18, 2020, the City of Parkland City Commission (City Commission) adopted a Resolution extending the State of Local Emergency in the City through April 20, 2020; and

WHEREAS, on April 20, 2020, the City of Parkland City Commission (City Commission) adopted a Resolution extending the State of Local Emergency in the City through May 20, 2020; and

WHEREAS, on April 1, 2020, Governor DeSantis issued Executive Order 20-91, ordering all persons in Florida to limit their movements and personal interactions outside their homes to only those necessary to obtain or provide essential services or conduct essential activities; and

WHEREAS, recreational activities are essential activities under Executive Order 20-91; 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 recommends 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. Pursuant to Section 252.46, Florida Statutes and Chapter 20-101 of the City of Parkland Code, and the Governor's Orders, the City Manager has the power to issue emergency orders with the force of law; and

WHEREAS, the City Manager, as part of a coordinated effort with Monroe, Miami-Dade, Broward and Palm Beach Counties, desires to reopen certain parks, golf courses, and other recreational facilities, but only as expressly stated below, to provide the community with opportunities to exercise and obtain other health benefits during this continuing crisis.

NOW, THEREFORE, I, Nancy Morando, as City Manager, pursuant to my emergency authority under Section 2-101 of the City Code, the Declaration of Emergency issued by the Governor, Chapter 252, Florida Statutes, the State of Local Emergency extended by the City Commission, and by the City Comprehensive Emergency Management Plan, declare:

Section 1. Continuing Adherence to CDC Guidelines.

Notwithstanding the limited reopening of certain parks, natural areas, golf courses, and certain pools and other amenities under this Emergency Order, all individuals shall continue to adhere to the guidelines from the Centers for Disease Control and Prevention available at <https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/social-distancing.html> and attached herein as Attachment 1, as amended. These guidelines are hereafter referred to as the "CDC Guidelines." All owners, operators, and personnel involved in the activities permitted below shall ensure compliance with these CDC Guidelines, and with all additional requirements as stated below (which may be more stringent than CDC Guidelines), by all workers providing any good, service, or amenity and by any person receiving or availing themselves of such good, service, or amenity.

Section 2. Parks.

Except as otherwise set forth herein, the parks specified herein may be opened to public access on a limited basis commencing on April 29, 2020, subject to the limitation set forth in this section and Attachment 2 entitled "Parks in Parkland Limited Reopening Guidelines." Hours of operations will be 8:00 AM until 6:00 PM, 7 days per week. Parks reopening shall include Pine Trails Park, Terramar Park, Equestrian Center at Temple Park, Doris Davis Foreman Wilderness Preserve, Covered Bridge Park, and Six Acre Wood Park. John H. Quigley Park and Tennis Center will be open 8:00 AM until 6:00PM Monday – Friday, and 8:00 AM until 3:00 PM on Saturday and Sunday.

Except as expressly provided in Attachment 2, Parks in Parkland shall be used only for passive use, such as walking, hiking, biking, jogging, fishing as applicable and otherwise permitted in said parks. Such activities shall be done in compliance with the guidelines set forth in Attachment 2. Conducting any such activities in a way that deviates from said guidelines is prohibited.

Notwithstanding the foregoing, certain parks in Parkland may remain closed to public access at this time. Tennis facilities, and other similar recreational amenities (not including basketball courts) that are not located in Parkland parks may open as determined by the owner or

operator of such facilities, provided the owner or operator ensures that the use thereof is in full compliance with all applicable requirements of this section and Attachment 2.

Section 3. Golf Courses.

Golf courses in the City may reopen on a limited basis in compliance with the requirements as set forth in Attachment 3 entitled "Golf Course Limited Reopening Requirements". Such activities shall be done in compliance with the requirements set forth in Attachment 3. Any such activities that deviate from said guidelines and requirements remain prohibited.

Section 4. Pool Decks, Pools and Hot Tubs.

Pool decks, pools, and hot tubs, whether of a commercial or non-commercial nature (collectively "Recreational Amenities"), shall remain closed pursuant to Broward County Emergency Order 20-05 for all purposes except as expressly provided in this section.

The above-referenced closure does not apply to Recreational Amenities that are: (a) required for the conduct of an essential service, as defined by the Governor's Executive Order 20-91, as amended or (b) located on a single family residential lot, a single townhouse unit or any part of a duplex lot, so long as the Recreational Amenity is utilized only by inhabitants of that lot or unit.

The above-referenced closure also does not apply to pool decks, pools or hot tubs in multi-family housing developments, condominium developments, or single-family homeowner associations (collectively, "housing developments") provided the pool deck and pool are used only by current residents of the housing development; six (6) foot social distancing CDC guidelines are adhered to; pool deck and pool occupancy are limited to no greater than 50% capacity; and either:

- (a) the use of the pool deck and pool are supervised by a sufficient number of employees or other person(s) designated by the housing development during the hours in which they are used to ensure compliance with the requirements of this section, and employees or other designees of the housing development sanitize the facility's pool chairs, railing, gate, tables, showers, and other equipment at the pool and pool deck on a regular basis; or
- (b) all furnishings are removed from the pool deck.

Any use of pool decks or pool areas that deviate from the CDC Guidelines or these requirements remain prohibited.

Tennis courts and other outdoor Recreational Amenities (not including basketball courts), as defined in Broward County Emergency Order 20-05, that are located within housing developments may open for exclusive use by residents of the housing development subject to CDC Guidelines, provided the housing development ensures compliance with the applicable requirements of Section 2 above and Attachment 2 hereto notwithstanding that such use is not occurring in a Parkland park.

Section 5. Facial Coverings.

The City of Parkland hereby adopts and requires the wearing of facial coverings as provided for in Section 2 of Broward County Emergency Order 20-07 and 20-08, as amended. Facial coverings and other disposable personal protective equipment such as masks and gloves must be discarded properly; littering of facial coverings or other personal protective equipment is prohibited.

Section 6. Enforcement.

The Broward Sheriff's Office and other personnel as provided for in the City of Parkland Code of Ordinances are authorized to enforce this Emergency Order.

Section 7. Applicability; Severability.

This Emergency Order supersedes any contrary provision in any prior City of Parkland Order. Except as superseded, all other Emergency Orders remain in full force and effect. Any provision(s) within this Emergency Order that conflict(s) with any state or federal law or constitutional provision, or conflict(s) with or are superseded by a current or subsequently-issued Executive Order of the Governor or the President of the United States, shall be deemed inapplicable and deemed to be severed from this Emergency Order, with the remainder of the Emergency Order remaining intact and in full force and effect.

Section 8. Effective Date; Duration.

This order shall be effective as of 12:01 a.m. on Wednesday, April 29, 2020. This Emergency Order shall expire upon the expiration of the existing State of Local Emergency, as same may be extended by subsequent order or declaration, unless earlier terminated by subsequent Emergency Order.

ORDERED at 8:00 on this 29 of April 2020.


Nancy Morando

ATTEST:


Lisa Meltzer