



**TOWN OF SURFSIDE
OFFICE OF THE TOWN MANAGER**

**AMENDMENT NO. 6 TO UPDATE NO. 5
TOWN OF SURFSIDE EMERGENCY MEASURES**

Construction Sites

(Effective June 10, 2020)

To: All Residents, Hotels, Motels, Business Owners and Property Managers, Condominiums, Commercial Property Managers and all Construction Personnel:

WHEREAS, on April 6, 2020, the Town of Surfside issued Update No. 5 - Town of Surfside Emergency Measures, Construction Sites, directing the closure of all construction sites, except for Emergency Repairs and work undertaken to secure/demobilize a construction site; and

WHEREAS, on April 9, 2020, the Town of Surfside issued Amendment No. 1 to Update No. 5 - Town of Surfside Emergency Measures, Construction Sites, to provide a more precise definition of Emergency Repairs and work to secure/demobilize a construction site; and

WHEREAS, on April 24, 2020, the Town of Surfside issued Amendment No. 2 to Update No. 5 - Town of Surfside Emergency Measures, Construction Sites, in order to further amend and clarify with more specificity allowable construction activities and provide for limitations as set forth in the Code of Care and Conduct Pledge Agreement attached thereto as Exhibit "A"; and

WHEREAS, on April 20, 2020, the Town of Surfside issued Amendment No. 3 to Update No. 5 - Town of Surfside Emergency Measures, Construction Sites, in order to allow construction in limited instances, subject to compliance with the restrictions set forth in the revised Code of Care and Conduct Pledge Agreement attached thereto as Exhibit "A", which every owner and contractor for a construction site would be required to sign prior to performance of any construction work; and

WHEREAS, on May 14, 2020, the Town of Surfside issued Amendment No. 4 to Update No. 5 - Town of Surfside Emergency Measures, Construction Sites, in order to allow all exterior work and construction on Condominiums and Multi-Family Properties, subject to compliance with the restrictions set forth in the prior Emergency Measures on Construction Sites and the Code of Care and Conduct Pledge Agreement attached thereto as Exhibit "A"; and

WHEREAS, on May 31, 2020, the Town issued Amendment No. 5 to Update No. 5, extending Update No. 5 – Construction Sites, which was to expire on May 31, 2020, to provide for an extension of the emergency measures and restrictions pertaining to construction sites, until the expiration of the

state of emergency declared pursuant to Town of Surfside Resolution No. 2020-2676 adopted on March 12, 2020, or unless cancelled earlier by the Town Manager; and

WHEREAS, at the Town Commission meeting on June 9, 2020, the Town Commission provided direction, consistent with Miami-Dade County guidelines, to lift or remove all construction site restrictions as previously promulgated by Update No. 5 Town of Surfside Emergency Measures, as amended by Amendments No. 1, 2, 3, 4 and 5, but directed that the Town maintain the Code of Care and Conduct Pledge Agreement, with two (2) amendments pertaining to the hours of work and number of workers allowed on site, in the form attached as attached thereto as Exhibit “A”;

WHEREAS, the restrictions and guidelines provided in the Code of Care and Conduct Pledge Agreement, as revised and attached hereto as Exhibit “A”, have been well received by property owners and contractors, and are found to be continuously necessary protections consistent with construction industry standards to preserve the life and health of Town residents and construction workers and mitigate the spread of the COVID-19 virus; and

WHEREAS, as Miami-Dade County (“County”) COVID-19 hospitalizations stabilized and started to decline, the County allowed certain activities to resume that did not pose a significant threat for transmission of the COVID-19 virus; and

WHEREAS, on May 14, 2020, the Governor issued Executive Order 20-122, which allowed the County to proceed to phase 1 of the Safe, Smart, Step by Step Plan for Florida's Recovery; and

WHEREAS, on May 15, 2020, the County Mayor issued Emergency Order 23-20 outlining guidelines by which every retail and commercial establishment and any other establishment or facility may open, provided that each establishment complies with the requirements in the "Moving To A New Normal Handbook"; and

WHEREAS, the Town wishes to amend Update No. 5 Town of Surfside Emergency Measures, as amended by Amendments No. 1, 2, 3, 4 and 5, to remove all construction site restrictions as previously promulgated, but maintain the Code of Care and Conduct Pledge Agreement in place, as revised and in the form attached hereto as Exhibit “A”; and

WHEREAS, the safety and welfare of all the residents, businesses and visitors to the Town remain paramount.

NOW, THEREFORE, pursuant to the authority vested in me by Section 252.38(3)(a), Florida Statutes, and Town Code Chapter 2, Article VIII “Emergency Management Procedures”, and in addition to previously ordered emergency measures and directives promulgated on the closure of construction sites, I, as the Town Manager of the Town of Surfside, Florida, hereby **ORDER** and **PROMULGATE** the following Amendment No. 6 to Update No. 5 – Town of Surfside Emergency Measures, Construction Sites, effective immediately (the “Order”):

1. Section 1 of Update No. 5 – Town of Surfside Emergency Measures, Construction Sites, as amended by Amendments No. 1, 2, 3, 4 and 5 to Update No. 5, is hereby amended and restated to delete the below restrictions on construction sites, as follows:

1. Construction Sites and Activities. All Properties. ~~All construction sites within the Town are hereby ordered closed, except **EMERGENCY REPAIRS** (such as plumbing/air conditioning emergencies, etc.) and limited work undertaken to secure/demobilize a construction site. Any construction work undertaken as **EMERGENCY REPAIRS** shall obtain the prior written approval of the Town's Building Official, all construction workers shall comply with Social Distancing requirements and shall wear protective gear (including masks and gloves) consistent with industry standards and CDC and all governmental guidelines, as amended from time to time. This Order shall not apply to contractors and other tradesmen, appliance repair personnel, exterminators, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of residences and other structures.~~

~~(a) Emergency Repairs are defined as those activities that affect and are necessary to maintain functions essential to the life safety, health and welfare of occupants of a habitable structure. Essential functions to support life safety, health and welfare are fire protection systems, fire sprinklers, power, water, water heaters, air conditioning, refrigeration, and roof leaks, and any other construction activity deemed by the Building Official to be essential to life safety.~~

~~(b) Work undertaken to secure/demobilize a construction site is defined as work necessary to remove or secure construction debris, materials and equipment that pose a threat of harm or damage to persons or property onsite or on adjoining properties.~~

~~(c) **Single-Family Residential Properties.** In addition to Emergency Repairs and work undertaken to secure/demobilize a construction site, construction in single-family residential properties shall be permitted, subject to compliance with the Restrictions attached hereto as Exhibit "A", including, but not limited to, a prohibition on the demolition of structures, a limitation of a maximum of four (4) workers on the construction site, compliance with social distancing requirements, requiring workers to utilize Personal Protective Equipment (PPE), working hours limited to the hours of 10 9am to 5pm, Monday through Friday, hand washing and sanitation stations, and the daily taking of workers' temperatures upon arrival at the construction site.~~

~~(d) **Condominium and Multi-Family Properties.** In addition to Emergency Repairs and work undertaken to secure/demobilize a construction site, limited construction shall be permitted in condominium and multi family properties, but only for the purpose of performing and completing exterior work, subject to compliance with the Restrictions attached hereto as Exhibit "A", including, but not limited to, a prohibition on the demolition of structures, a limitation of a maximum of eight (8) workers, comprised of two (2) groups of four (4) workers on the construction site, compliance with social distancing requirements, prohibiting workers from entering or accessing the interior of the condominium or multi family buildings, requiring workers to utilize Personal~~

~~Protective Equipment (PPE), working hours limited to the hours of 9am to 5pm, Monday through Friday, hand washing and sanitation stations, and the daily taking of workers' temperatures upon arrival at the construction site.~~

~~(e) **Harding Avenue Business District.** In addition to Emergency Repairs and work undertaken to secure/demobilize a construction site, limited construction shall be permitted in the Harding Avenue Business District, but only for the purpose of performing and completing interior renovation work (no exterior work), subject to compliance with the Restrictions attached hereto as Exhibit "A", including, but not limited to, a prohibition on the demolition of structures, limitation of a maximum of four (4) workers on the construction site, compliance with social distancing requirements, requiring workers to utilize Personal Protective Equipment (PPE), working hours limited to the hours of 9am to 5pm, Monday through Friday, hand washing and sanitation stations, and the daily taking of workers' temperatures upon arrival at the construction site.~~

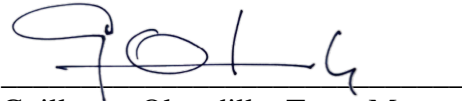
~~(f) **Unoccupied Buildings Collins Avenue Corridor.** In addition to Emergency Repairs and work undertaken to secure/demobilize a construction site, limited construction shall be permitted in unoccupied buildings along the Collins Avenue Corridor, for the purpose of performing and completing exterior work and interior renovation work, subject to compliance with the Restrictions attached hereto as Exhibit "A", including, but not limited to, a prohibition on the demolition of structures, a limitation of a maximum of eight (8) workers on the construction site, compliance with social distancing requirements, requiring workers to utilize Personal Protective Equipment (PPE), working hours limited to the hours of 9am to 5pm, Monday through Friday, hand washing and sanitation stations, and the daily taking of workers' temperatures upon arrival at the construction site.~~

2. The Code of Care and Conduct Pledge Agreement remains in place and is required for all construction work in the Town, and is hereby amended to: (a) delete the "Construction Site Work Hours and Restrictions" (so that hours shall resume to normal hours of operation, 8am to 6pm), and (b) delete the limitation on the number of workers permitted at construction sites at any one time as contained in "Social Distancing Requirements", all as set forth in the revised Code of Care and Conduct Pledge Agreement effective June 10, 2020 attached thereto as Exhibit "A".
3. The balance and remainder of Update No. 5 – Town of Surfside Emergency Measures, Construction Sites, as amended by Amendments No. 1, 2, 3, 4 and 5, remains in full force and effect, and may be subject to further amendment.

THIS AMENDMENT NO. 6 TO UPDATE NO. 5 – TOWN OF SURFSIDE EMERGENCY MEASURES, CONSTRUCTION SITES, THAT HAS BEEN ORDERED AND PROMULGATED ABOVE, SHALL BE EFFECTIVE JUNE 10, 2020 AND SHALL EXPIRE

ON THE EXPIRATION OF THE STATE OF EMERGENCY DECLARED PURSUANT TO TOWN OF SURFSIDE RESOLUTION NO. 2020-2676 ADOPTED ON MARCH 12, 2020, UNLESS CANCELLED EARLIER BY THE TOWN MANAGER.

TOWN OF SURFSIDE, FLORIDA

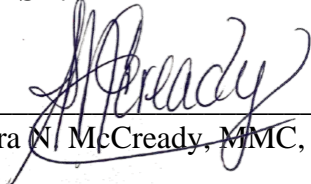


Guillermo Olmedillo, Town Manager

Date: June 16, 2020

Time: 5:00 p.m.

ATTEST:



Sandra N. McCready, MMC, Town Clerk