



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

UPDATE NO. 9 – TOWN OF SURFSIDE EMERGENCY MEASURES

BEACH FURNITURE

(Effective June 13, 2020 at 8:00 a.m.)

WHEREAS, on March 9, 2020, Governor DeSantis issued Executive Order 20-52, declaring a State of Emergency in the State of Florida due to Novel Coronavirus Disease 2019 (“COVID-19”); and

WHEREAS, on March 12, 2020, the Town of Surfside, Florida (“Town” or “Surfside”) declared by Resolution No. 2020-2676 a state of emergency for the Town of Surfside as authorized by Section 252.38(3)(a), Florida Statutes, and Chapter 2, Article VIII “Emergency Management Procedures” of the Town Code, in response to COVID-19; and

WHEREAS, on April 29, 2020, Governor DeSantis issued Executive Order 20-112, implementing Phase 1 of Florida’s “Safe. Smart. Step-by-Step. Plan for Florida’s Recovery,” excluding Broward County and Miami-Dade County, adding certain additional services to the services previously permitted under Executive Order 20-91, including on premises consumption of food and beverage at restaurants, operation of in-store retail, and opening of museums, subject to a 25% capacity limitation; and

WHEREAS, on May 14, 2020, Governor DeSantis issued Executive Order 20-122, amending Executive Order 20-112 to include Broward County and Miami-Dade County in Phase 1; and

WHEREAS, on May 15, 2020, Miami-Dade County issued Emergency Order 23-20 providing for and implementing the reopening of certain retail, commercial, and other establishments and facilities with specific conditions, together with “The New Normal” A Guide for Residents and Commercial Establishments dated May 15, 2020 (“Handbook”), all of which are incorporated herein and adopted;” and

WHEREAS, Amendment 1 to Miami-Dade County Emergency Order 23-20, reopens beaches, swimming pools, and hotels, subject to social distancing and other requirements; and

WHEREAS, Amendment 1 to Miami-Dade County Emergency Order 23-20, includes a Whereas clause as follows “the County believes that given the current trend in COVID-19 locally,

that beaches, swimming pools, and hotels may be open subject to the rules set forth in the handbook”, the New Normal Guide for Residents and Commercial Establishments Miami-Dade County, revised and dated June 8, 2020 (“the “Handbook”); and

WHEREAS, the Handbook, titled, "The New Normal," attached to Amendment 1 to Miami-Dade County’s Emergency Order 23-20, provides guidelines for beach reopening, including beach chairs and beach equipment provided by hotels and residential buildings, including social distancing and cleaning and disinfecting of beach furniture; and

WHEREAS, the detailed findings of Miami-Dade County Mayor Gimenez as set forth in County Emergency Order 23-20 are hereby adopted and incorporated by reference; and

WHEREAS, the Town understands the importance of strategically and responsibly reopening beaches and establishments, while providing appropriate protections for its residents, business owners and visitors; and

WHEREAS, as the Town begins to move towards a “new normal” in the wake of the COVID-19 pandemic, it is the Town’s intent that individuals and every permitted beach furniture operator, consisting of hotels and residential buildings providing beach furniture to guests and residents, on an as needed carry-on and carry-off policy, within the Town’s jurisdiction follow the requirements established by County Emergency Order 23-20 and the Handbook requirements applicable to beaches and beach furniture.


NOW, THEREFORE, as Town Manager of the Town of Surfside, Florida, and 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”, in addition to previously ordered emergency measures and directives promulgated, I hereby **ORDER** and **PROMULGATE** the following additional emergency measures, effective **June 13, 2020, at 8:00 a.m.** (the “Order”):

1. Miami-Dade County Emergency Order 23-20, together with all attachments and exhibits (Handbook) are hereby adopted and incorporated by reference.
2. **Permitted Beach Furniture.** Beach furniture shall be permitted on the beach, provided said use by individuals or members of the public (section 2(b) below), and guests and residents of hotels and residential or condominium buildings with valid Town-issued beach operator permits (section 2(c) below) is provided on an as needed carry-on and carry-off basis, with no presetting or placement of beach furniture on the beach in advance of said use, and subject to all requirements contained in Amendment 1 to Miami-Dade County Order 23-20 and the Handbook. No beach chairs or furniture may remain on the beach while not in use by an individual, guest or resident, and removal of unused beach chairs and furniture must occur promptly after said use ceases. All use of beach furniture on the beach shall comply with the following:
 - a. As a condition of allowing beach furniture on the beach, all individuals, hotels and residential or condominium buildings with valid Town-issued beach furniture operator permits shall comply with the requirements of Amendment 1 to Miami-Dade County Emergency Order 23-20, including all requirements set forth in the Handbook applicable to the beach and beach furniture.

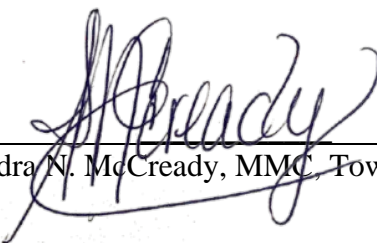
- b. **Individual Users or Members of the Public.** Beach furniture may be placed on the public beach by individuals or members of the public who will utilize same for personal use only and on an as needed carry-on and carry-off basis. Such beach furniture may not be shared and shall follow all requirements found in Amendment 1 to Miami-Dade County Order 23-20 and the Handbook. All beach furniture shall be removed promptly when not in use.
- c. **Beach Furniture Operators; Hotels and Residential and Condominium Buildings.** Beach Furniture Operators who have obtained a valid Beach Furniture Operator permit issued by the Town, may only place beach furniture on the public beach for individual and personal use of residents and guests. Such furniture may not be shared and shall follow all requirements found in Amendment 1 to Miami-Dade County Order 23-20 and the Handbook. Beach Furniture Operators may not preset beach furniture on the beach in anticipation of use and shall promptly remove the beach furniture once the use ceases. The maximum number of chairs that a Beach Furniture Operator may place on the beach at any one time is twenty, or the number allowed in the permit issued by the Town, whichever is less.
3. All prior emergency orders and measures remain in effect except to the extent modified by this Order. This Order supersedes and governs over any conflicting provisions contained in any prior order or emergency measures.

THE EMERGENCY MEASURES THAT HAVE BEEN ORDERED AND PROMULGATED ABOVE SHALL BE EFFECTIVE COMMENCING June 13, 2020 at 8:00 A.M., AND SHALL CONTINUE IN EFFECT FROM DAY-TO-DAY UNTIL THE STATE OF EMERGENCY ISSUED ON MARCH 12, 2020 IS DECLARED TO BE TERMINATED IN ACCORDANCE WITH SECTION 2-262 OF THE TOWN CODE. THIS EMERGENCY ORDER MAY BE CANCELLED EARLIER BY ACTION OF THE TOWN MANAGER.

TOWN OF SURFSIDE, FLORIDA


Guillermo Olmedillo, Town Manager

ATTEST:


Sandra N. McCready, MMC, Town Clerk

Date: June 12, 2020

Time: 11:00 p.m.