

**CITY OF PARKLAND
EMERGENCY ORDER NO. 2020-012**

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

WHEREAS, on March 1, 2020, Governor DeSantis issued Executive Order 20-51, directing the Florida Department of Health to issue a Public Health Emergency and on March 9, 2020, Governor DeSantis issued Executive Order 20-52, declaring a State of Emergency in the State of Florida due to COVID-19; and

WHEREAS, on March 10, 2020, the County Administrator of Broward County, Florida, 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, City of Parkland Mayor Christine Hunschofsky declared a State of Local Emergency. This State of Local Emergency has since been extended by the City of Parkland City Commission through July 19, 2020; and

WHEREAS, on March 13, 2020, President Trump declared a national emergency concerning COVID-19; and

WHEREAS, the City seeks to ensure that City of Parkland Emergency Orders are in conformity with Broward County; and

WHEREAS, on April 28, 2020, as part of a coordinated effort with municipalities located in Broward County and adjoining counties, parks, golf courses, and other recreational amenities were reopened pursuant to Broward County Emergency Order 20-08 and City of Parkland Emergency Order 2020-004; and

WHEREAS, on April 29, 2020, Governor DeSantis issued Executive Order 20-112, establishing Phase 1 of a step-by-step plan for Florida's recovery, and adding (for counties other than Broward, Miami-Dade, and Palm Beach) certain additional services to the activities previously permitted for individuals under Executive Order 20-91, including on-premises consumption of food and beverage at restaurants, operation of in-store retail, and opening of museums and libraries (if permitted by local government), subject to a twenty-five percent (25%) capacity limitation and certain other conditions; and

WHEREAS, on May 9, 2020, Governor DeSantis issued Executive Order 20-120, authorizing (for counties other than Broward and Miami-Dade) licensed professionals, including barbers and cosmetologists, to provide personal services as part of Phase 1; and

WHEREAS, on May 14, 2020, Governor DeSantis issued Executive Order 20-122 permitting Broward County to participate in the Phase 1 reopening identified in Executive Order 20-112, Executive Order 20-120, and any future order pertaining to Phase 1 or the phased reopening of Florida; and

WHEREAS, on May 14, 2020, the Broward County Administrator issued Emergency Order 20-10, and the City of Parkland issued Emergency Order 2020-005 providing processes for the Phase 1 opening of Broward County and the City of Parkland; and

WHEREAS, beginning on May 21, 2020, Broward County issued a series of Emergency Orders including Emergency Orders 20-12, 20-13, 20-14 20-15 and 20-16, which outline the establishments currently permitted to operate in Broward County and incorporate guidelines and requirements for safe operations for opened businesses, amenities and services; and

WHEREAS, beginning on May 22, 2020, the City of Parkland issued a series of Emergency Orders including Emergency Orders 2020-007, 2020-008, 2020-009, and 2020-010, which outline the establishments currently permitted to operate in the City of Parkland and incorporate guidelines and requirements for safe operations for opened businesses, amenities and services; and

WHEREAS, in order to increase public awareness of the safety and sanitation measures required to protect public health, on June 12, 2020, Broward County issued Emergency Order 20-17 requiring retail establishments and restaurants to post signage containing information regarding sanitization, social distancing, and facial covering requirements; and

WHEREAS, on June 23, 2020, Broward County issued Emergency Order 20-18, which outlines penalties for establishments that fail to comply with Emergency Orders mandating sanitization, social distancing, facial coverings and other requirements intended to mitigate the spread of COVID-19; and

WHEREAS, given an increase in positive reported cases of COVID-19 within our County and the state as a whole, it is now necessary to impose additional requirements for establishments within the City of Parkland that fail to comply with established guidelines.

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. Closures for Failure to Comply with Applicable Guidelines

Commencing at 12:01 a.m. on Friday June 26, 2020, in addition to being subject to the penalties set forth in the City of Parkland Code of Ordinances and prior emergency orders, any establishment (as defined in County Emergency Order 2020-007) that is cited by the applicable code enforcement or law enforcement authority for operating in a manner inconsistent with or otherwise in violation of any Broward County or City of Parkland Emergency Order shall close immediately. Such establishment may reopen only after (1) a minimum of a twenty-four (24) hour period during which the establishment shall conduct a thorough review of the County's applicable Emergency Orders, including Emergency Order 20-12, as amended, and all applicable attachments thereto, and take all necessary measures to bring the establishment into compliance with the requirements of such Emergency Orders; and (2) submitting a fully executed attestation under penalty of perjury by the owner, general manager, or chief executive officer of the establishment, in the form attached hereto, to Broward County by email to reopening@broward.org, attesting that the review has been completed and the required measures have been taken, and receipt of County's acknowledgment of a valid executed attestation form. In addition, the establishment shall, within five (5) calendar days after reopening, submit to inspection and be inspected by local code enforcement or

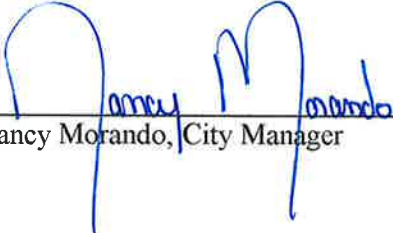
law enforcement authorities to confirm the violation has been corrected. Any repeat violation by the establishment cited by the applicable code enforcement or law enforcement authority shall be presumed a knowing violation subject to a fine as provided for in the applicable Emergency Order, City of Parkland Code provision or a fine of up to fifteen thousand dollars (\$15,000) under Section 8-56(b)(2) of the Broward County Code.

Section 2. Applicability; Severability.

This Emergency Order supersedes and replaces any contrary provision in any prior City of Parkland Emergency Order. Except as superseded, all City of Parkland Emergency Orders remain in full force and effect. Any provision(s) within this Emergency Order that (i) conflict(s) with any state or federal law or constitutional provision, or (ii) conflict(s) with or are superseded by a current or subsequently-issued Executive Order of the Governor or the President of the United States or Emergency Order of the County solely to the extent such Executive Order or Emergency Order (a) expressly preempts the substance of this Emergency Order or (b) imposes stricter closures than set forth herein, 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. To the extent application of some or all of the provisions of this Emergency Order are prohibited on the sovereign land of a federally or state recognized sovereign Indian tribe, such application is expressly excluded from this Emergency Order. This order shall be enforceable by the Broward Sheriff's Office and violators are subject to the maximum fines permitted by law.

Section 3. Effective Date: Duration.

This order shall be effective as of 12:01 a.m. on Friday, June 26, 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.



Nancy Morando, City Manager

ATTEST:



Attestation of Compliance with City of Parkland's Reopening Guidelines

1. I am the _____ [POSITION] of _____
[NAME OF ESTABLISHMENT], located at _____ [ADDRESS],
and hereby affirm under penalty of perjury that I have reviewed the City of Parkland's Emergency Order 2020-007, as amended, and all applicable attachments thereto, which were developed and promulgated to limit the spread of COVID-19 and to allow certain establishments to operate safely during this global pandemic.

2. I understand the establishment mentioned above may only operate in compliance with the City of Parkland's Emergency Orders, including Emergency Order 2020-007, as amended, and all applicable attachments thereto.

3. I affirm that the establishment mentioned above has taken all necessary steps to comply with the City of Parkland's Emergency Orders.

4. I understand that future violations could result in additional closures, fines, and even imprisonment in accordance with penalties provided in the City of Parkland Code of Ordinances or Section 8-56 of the Broward County Code of Ordinances.

Under penalties of perjury, I declare that I have read the foregoing Attestation and that the facts stated in it are true.

Signature of owner or other authorized agent

Date