

2020 APR 28 PM 8:18

CITY OF SUNRISE

DECLARATION OF EMERGENCY REGULATIONS 20-06

COORDINATED PHASED REOPENING

WHEREAS, on March 9, 2020, Governor Ron DeSantis signed Executive Order No. 20-52, thereby declaring a public health emergency in the State of Florida due to public health threat resulting from the spread of the Novel Coronavirus Disease 2019 (COVID-19); and

WHEREAS, on March 10, 2020, Broward County Administrator Bertha Henry declared a state of emergency in Broward County; and

WHEREAS, on March 11, 2020, the World Health Organization declared the COVID-19 outbreak a global pandemic; and

WHEREAS, on March 13, 2020, President Donald Trump declared a "National Emergency" and urged every state to set up emergency operations centers; and

WHEREAS, on March 17, 2020, Governor Ron DeSantis signed Executive Order No. 20-68, thereby suspending the sale of alcoholic beverages at bars, pubs and nightclubs for thirty (30) days, limiting gatherings on public beaches, limiting restaurant occupancy, and requiring social distancing and employee screening, among other things; and

WHEREAS, on March 16, 2020, President Trump and the Centers for Disease Control and Prevention ("CDC") issued the 15 Days to Slow the Spread guidance advising individuals to adopt far reaching social distancing measures, such as working from home and avoiding gatherings of more than 10 people; and

WHEREAS, on March 18, 2020, the City of Sunrise (the "City") enacted emergency Ordinance No. 654 and declared a state of emergency pursuant to Section 3.13 of the City's Charter, Florida Statutes Chapters 166, 252 and 870 and the Declaration of State of Emergency existing since March 9, 2020; and

WHEREAS, on March 18, 2020, the City Commission authorized the City Manager to extend the Declaration of State of Local Emergency, and the City Manager has extended the Declaration on March 25, 2020, April 1, 2020, April 8, 2020, April 15, 2020, and April 22, 2020; and it is expected to be renewed on April 29, 2020; and

WHEREAS, on March 18, 2020, the City Commission authorized and empowered the City Manager to issue Declarations of Emergency Regulations related to the protection of life and property; and

WHEREAS, on March 18, 2020, the City of Sunrise, pursuant to the authority set forth in Chapter 252, Florida Statutes, issued its Sunrise Declaration of Emergency Regulations and restricted the operations of restaurants, cafeterias, and other food service establishments; ordered the closure of gyms, fitness centers, fitness studios, dance studios, gymnasiums, bars, nightclubs, taverns, etc.; and prohibited public gatherings of greater than 10 persons; and

WHEREAS, Governor DeSantis has issued numerous Executive Orders including Executive Order 20-68 (bars, beaches, and restaurants and gyms); 20-69 (public meetings); 20-70 (Broward and Palm Beach County Closures); 20-71 (alcohol sales, restaurants and gyms); and 20-72 (non-essential elective medical procedures); and

WHEREAS, on March 22, 2020, Broward County issued the Broward County Administrator's Emergency Order 20-01; and

WHEREAS, on March 22, 2020, the City implemented Sunrise Declaration of Emergency Regulations 20-02 which superseded the March 18 Sunrise Declaration of Emergency Regulations and ordered all nonessential retail and commercial businesses closed except to the extent necessary to perform Minimum Basic Operations and identified numerous essential retail and commercial businesses; and

WHEREAS, on March 24, 2020, the City executed Sunrise Declaration of Emergency Regulations 20-03 which superseded Sunrise Declaration of Emergency Regulations 20-02, identified essential retail and commercial businesses and provided that Sunrise Declaration of Emergency Regulations 20-03 would be self-amending to implement any stricter amendments to the Broward County Administrator's Emergency Order without further action of the City Commission; and

WHEREAS, on March 27, 2020, the City executed Declaration of Emergency Regulations 20-04 **SAFER AT HOME ORDER** which ordered all residents to stay at home, except when engaging in essential services; provided for social distancing and essential business cleaning protocols; provided for enforcement through law enforcement and code enforcement; and provided that it would automatically implement stricter requirements of Broward County or amendments required by the State of Florida or the Federal Government; and

WHEREAS, on April 1, 2020, Governor DeSantis issued Executives Orders 20-91 and 20-92 for a statewide stay-at-home directive; and

WHEREAS, as of April 6, 2020, the CDC has recommended wearing cloth face coverings in public settings where other social distancing measures are difficult to maintain; and

WHEREAS, on April 8, 2020, the City issued Sunrise Declaration of Emergency Regulations 20-05 **FACIAL COVERING RECOMMENDATION**; and

WHEREAS, recreational activities are essential activities under Executive Order 20-91 which highlighted participating in recreational activities (consistent with social distancing) such as walking, biking, hiking, fishing, running or swimming as activities important to our residents; and

WHEREAS, on April 15, 2020, Governor Ron DeSantis appointed the Re-Open Florida Task Force which is charged with developing a plan for safely reopening the state; and

WHEREAS, on April 16, 2020, President Donald J. Trump issued the White House's Guidelines for Opening Up America Again, a three-phased approach based on the advice of public health experts, to help state and local officials when reopening their economies, getting people back to work, and continuing to protect American lives; and

WHEREAS, Department of Health data related to specific indicators used to measure the spread of COVID-19 suggests that Broward County's key indicators may allow for certain socially distanced recreational activities and related facilities to resume operations under specific CDC and County guidelines; and

WHEREAS, Broward County, including pursuant to Broward County Emergency Order 20-02 and 20-05, took additional steps to minimize the spread of COVID-19 and avoid harm to the South Florida community, which steps included closing parks, golf courses, and other recreational amenities in Broward County; and

WHEREAS, Broward, Monroe, Miami-Dade, and Palm Beach Counties coordinated efforts 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; and

WHEREAS, the City of Sunrise wants to provide continuity and consistency for its residents, visitors, and businesses across the City of Sunrise and Broward County by amending its existing Sunrise Declaration of Emergency Regulations to follow and participate in the coordinated phased reopening in the same manner as Broward County without further action of the City Commission or the City Manager; and

Pursuant to Sections 252.38(3) and 252.46, *Florida Statutes*, Section 3.13 of the City's Charter, Florida Statutes Chapters 166, 252 and 870, the Governor's Declaration of State of Emergency existing since March 9, 2020, Broward County's Local Declaration of Emergency existing since March 10, 2020, the City of Sunrise's Declaration of a State of Local Emergency existing since March 18, 2020 as extended weekly, and Sunrise Emergency Ordinance No. 654, the City has the power to issue emergency orders and regulations with the force of law to address a public emergency affecting life, health, property, safety or the public peace.

**IT IS HEREBY ORDERED:**

**Section 1.** The foregoing Whereas clauses are hereby ratified and incorporated as the legislative intent of this Declaration of Emergency Regulation 20-06 Coordinated Phased Reopening.

**Section 2.** This Sunrise Declaration of Emergency Regulations 20-06 Coordinated Phased Reopening amends the following listed Sunrise Declarations to automatically conform to the provisions and timing of Broward County's Emergency Orders without further action of the City Commission or the City Manager. Specifically, it applies to the following orders:

- a. Sunrise Declaration of Emergency Regulation 20-03 enacted on March 24, 2020; and
- b. Sunrise Declaration of Emergency Regulation 20-04 Safer at Home Order enacted March 27; and
- c. Sunrise Declaration of Emergency Regulation 20-05 Recommendation of Facial Coverings issued April 8, 2020.

The Sunrise Declaration of Emergency Regulation 20-06 Coordinated Phased Reopening shall follow Broward County's Emergency Orders and any inconsistent or conflicting provision of Sunrise Declaration of Emergency Regulation 20-03, Sunrise Declaration of Emergency Regulation 20-04 Safer at Home Order, and Sunrise Declaration of Emergency Regulation 20-05 Recommendation of Facial Coverings shall be repealed and shall not be in effect as of the Effective Date of this Sunrise Declaration of Emergency Regulation 20-06 coordinated Phased Reopening.

**Section 3.** Nothing herein shall limit any essential retail, commercial, governmental, or other operation or activity permitted under any State of Florida Emergency Order, Broward County Emergency Order or City of Sunrise Declaration of Emergency Regulations.

**Section 4.** All requirements of Sunrise's Declarations of Emergency Regulations, Broward County Emergency Orders, and State of Florida Executive Orders shall be strictly adhered to at all times.

**Section 5. Enforcement.** This Sunrise Declaration of Emergency Regulations 20-06 Coordinated Phased Reopening may be enforced by City law enforcement pursuant to the provisions of Chapter 252, Florida Statutes, and other applicable state, County and City laws, rules and regulations. Alternatively, and in addition to enforcement by law enforcement personnel, the City may enforce this Sunrise Declaration of Emergency Regulations 20-06 Coordinated Phased Reopening through the Code Enforcement Special Magistrate process by issuance of Notices of Violation pursuant to applicable provisions of Florida law, Chapter 162, Florida Statutes, and Sections 2-116 through 2-127 of the City Code, including the procedure set forth in Section 1-122 for violations that pose a serious threat to the public health, safety and welfare, and violations that are deemed irreparable or irreversible.

**Section 6. This Sunrise Declaration of Emergency Regulations 20-06 Coordinated Phased Reopening is effective as of 12:01 a.m. on April 29, 2020.** This Sunrise Declaration of Emergency Regulations 20-06 Coordinated Phased Reopening shall expire upon the expiration of the existing Sunrise State of Local Emergency, unless earlier terminated by the City of Sunrise.

**ORDERED ON AND FILED WITH THE CLERK OF THE CITY OF SUNRISE THIS 28th DAY OF APRIL, 2020.**

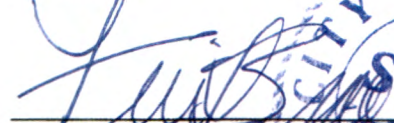
City of Sunrise, Florida



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Mayor Michael J. Ryan

ATTEST:

  
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Felicia M. Bravo, City Clerk

