

CITY OF MARGATE, FLORIDA
EMERGENCY ORDER 2020-003

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 people of Broward County;

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;

WHEREAS, on March 10, 2020, I declared a Local State of Emergency;

WHEREAS, on March 11, 2020, the World Health Organization declared the spread of COVID-19 to be a global pandemic;

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

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 recommend 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;

WHEREAS, on March 30, 2020, Governor DeSantis executed Executive Order 20-89, ordering Miami-Dade County, Broward County, Palm Beach County, and Monroe County to restrict access to businesses and facilities deemed nonessential pursuant to the guidelines established by Miami-Dade County Emergency Order 07-20, as modified by subsequent amendments and orders prior to March 30, 2020 (collectively, the “Miami-Dade Emergency Order 07-20”);

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;

WHEREAS, Executive Order 20-91, as amended, supersedes any local government orders to the extent they are inconsistent with Executive Order 20-91, as amended, but permits the County to institute additional precautions to prevent the spread of COVID-19 where such precautions are not in conflict with the Governor's orders;

WHEREAS, certain recreational activities are essential activities under the Governor's Executive Order 20-91;

WHEREAS, Broward County, including pursuant to Broward County Emergency Orders 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;

WHEREAS, on April 3, 2020, the CDC recommended that persons wear cloth facial coverings while in public to help control the spread of COVID-19; and

WHEREAS, certain clarifications and inclusions are necessary to support effective enforcement of the requirements of Broward County Emergency Order 20-07, which ordered the use of facial coverings in accordance with CDC recommendations,

WHEREAS, Broward County issued Emergency Order 20-08 with an effective date of 12:01 A.M. on April 29, 2020;

WHEREAS, Broward County Emergency Order 20-08 permits municipalities to issue orders more restrictive than Emergency Order 20-08;

WHEREAS, subject only to the exceptions outlined in Section 1 below, all other

provisions of the Broward County Emergency Order 20-08 shall be in effect for all persons living within the City of Margate.

NOW, THEREFORE, I, Cale Curtis, as City Manager, pursuant to my emergency authority under Section 33-7 of the City Code, the Declaration of Emergency issued by the Governor, Chapter 252, Florida Statutes, and by the State of Local Emergency, hereby order as follows:

Section 1. Parks located within the boundaries of the City of Margate shall be open to the public subject to the limitations of Broward County Emergency Order 20-08 effective Thursday, April 30, 2020 between the hours of 8:00 A.M. – 7:30 P.M., with the exception of all park restrooms remaining closed and all parks under construction shall remain closed.

Section 2. This Order is in addition to, and supplements all requirements of Broward County Emergency Orders and Governor's Orders, and which shall be strictly adhered to at all times.

Section 3. This Emergency Order is effective immediately and shall remain in full force and effect until terminated. This order is enforceable by the City of Margate Police Department.

ORDERED at 1:00 P.M. on this 29th day of April 2020.


Cale Curtis, City Manager

ATTEST:


Joseph J. Kavanagh, City Clerk