CITY OF MIAMI BEACH
"SAFER AT HOME" EMERGENCY ORDER
(Issued on March 23, 2020, at 3:00 p.m.)

EFFECTIVE MARCH 24, 2020, AT 12:01 A.M.

WHEREAS, on March 20, 2020, I, as City Manager of the City of Miami Beach, promulgated an Emergency Order which, among other requirements, temporarily closed certain City facilities and businesses located in the City, and imposed emergency measures, including a general curfew throughout the City, effective 12:00 a.m. on March 24, 2020; and

WHEREAS, Miami-Dade County has issued various Emergency Orders temporarily closing public and private facilities, including the temporary closure all non-essential retail and commercial establishments within Miami-Dade County, and identifying essential retail and commercial businesses which may remain open, subject to any further restrictions as may be ordered by municipalities within their jurisdictions; and

WHEREAS, City Code Section 26-33(a)(1) authorizes the City Manager, pursuant to a lawfully declared state of emergency, to establish "curfews, including but not limited to the prohibition of or restrictions on pedestrian and vehicular movement, standing and parking, except for the provision of designated essential services such as fire, police and hospital services, including the transportation of patients thereto, utility emergency repairs, and emergency calls by physicians"; and

WHEREAS, numerous counties, municipalities and at least four states have adopted versions of "stay at home" or "safer at home" orders designed to protect the health and well-being of residents, to create social distancing and minimize contact in an effort to limit community spread of COVID-19/novel Coronavirus.

THEREFORE, as City Manager for the City of Miami Beach, Florida, and pursuant to the authority vested in me under Section 26-31 of the City of Miami Beach Code of Laws and Ordinances (the "City Code"), as well as that certain City of Miami Beach Declaration of State of Emergency, dated March 12, 2020, and effective through March 26, 2020, and in addition to the Emergency Measures I have previously ordered and promulgated, I hereby **ORDER** and **PROMULGATE** the following additional emergency measures, effective **March 24, 2020 at 12:01 a.m.** (the "Order"):

1. Subject only to the exceptions outlined in Paragraph 4 below, **all persons living within the City of Miami Beach are hereby ordered to remain in their homes**.

2. All public and private gatherings of any number of people occurring outside a residence are prohibited, except as to those exempted activities described in this Paragraph and Paragraph 4. This provision does not apply to gatherings within a single household or living unit.

3. All travel, including, without limitation, travel on foot, bicycle, scooter, motorcycle, automobile, or use of public transit is prohibited, subject to the exceptions in Paragraph 4.

4. **Exceptions**. Notwithstanding the "Safer at Home" directive herein, all residents and visitors in the City may lawfully engage in the following activities:

(a) **Essential Retail and Commercial Activities.** Residents and visitors may engage in essential retail and commercial activities, including, without limitation, travel to or from essential retail and commercial businesses, as defined in Miami-Dade County Emergency Order 07-20 (a copy of which is attached hereto), as may be further amended by Miami-Dade County and/or further amended by City's Emergency Orders. These essential retail and commercial activities include grocery stores; convenience stores; food distribution centers; restaurants (for take-out and delivery only, and subject to social distance separation of at least 6 feet between patrons); hospitals, pharmacies, and health care providers (including doctor's offices, rehab centers and urgent care centers); gas stations and auto-repair facilities; banks; hardware stores; businesses that provide postal/shipping services and other office products; laundry service providers; childcare facilities providing services to groups of 10 or fewer (subject to limitations in County Emergency Orders); certain professional services; home-based care for seniors, adults or children; pet supply stores, veterinarian and pet boarding facilities; and offices in support of essential retail and commercial activities.

(b) **Outdoor Recreational Activities**. Residents and visitors may engage in outdoor activity and recreation in areas not otherwise closed to the public pursuant to Miami-Dade County Emergency Orders or the City's Emergency Orders, provided that the individuals maintain a distance of at least six (6) feet between each other, including, without limitation, walking, hiking, running, or cycling. Gymnasiums, fitness centers, and swimming pools which are amenities of residential buildings may remain **OPEN**, provided that property managers and condominium associations are encouraged to implement their own social distancing measures, including closure of common areas if deemed necessary.

(c) **Religious Activities.** Residents and visitors may travel to and from religious institutions and places of worship, subject to the City's requirement that religious institutions and places of worship reduce their occupancy to no more than 10 persons, and maintain a distance separation of at least six feet, as set forth in City's Emergency Orders, to promote social distancing.

(d) **Personal Support Activities.** Residents and visitors may travel to and from their homes to care for or support a friend, family member, or pet in another household.

(e) **Work in Support of Essential Activities.** Residents and visitors in the City may continue to perform work in support of essential activities (e.g., to perform work providing essential products and services or to otherwise carry out activities specifically permitted in this Order or any Order of a City, County, State or Federal governmental entity). Travel by personnel of essential retail and commercial businesses shall be permitted, including personnel providing essential services to residents within their homes, such as repair services, appliance repair, sanitation and extermination, landscaping and pool services, home care, or other essential services (as provided in Miami-Dade County Emergency Orders, as amended), provided persons engaging in these essential activities shall maintain reasonable social distancing practices.

(f) **Government Employees and Emergency Personnel**. All first responders, gang and crisis intervention workers, public health workers, emergency management personnel, emergency dispatchers, law enforcement personnel and related contractors, persons working for emergency services providers, and government employees performing work in the course and scope of their employment are categorically exempt from this Order.

(g) **Observance of Social Distancing Practices**. As to all activities permitted under this Order, residents and visitors shall adhere to social distancing practices, such as maintaining a distance of at least six (6) feet away from others, washing hands with soap and water for at least twenty seconds or using hand sanitizer, covering coughs or sneezes (into the sleeve or elbow, not hands), regularly cleaning high-touch surfaces, and not shaking hands. Residents and visitors are strongly encouraged to limit all of their travel, except as absolutely necessary. Persons at high risk of severe illness from COVID-19 and people who are sick are strongly encouraged to stay in their residence to the extent possible, except as necessary to seek medical care.

5. Nothing herein shall limit or apply to any essential retail, commercial, governmental, or other operation or activity permitted under any Miami-Dade County Emergency Order or City of Miami Beach Emergency Order.

6. This Order is in addition to, and supplements, the City's Emergency Orders. All requirements of City Emergency Orders, Miami-Dade County Emergency Orders, and State of Florida Executive Orders shall be strictly adhered to at all times.

THE EMERGENCY MEASURES THAT HAVE BEEN ORDERED AND PROMULGATED ABOVE SHALL BE EFFECTIVE COMMENCING AT 12:01 A.M. ON MARCH 24, 2020, AND SHALL BE EFFECTIVE THROUGH 11:59 P.M. ON MARCH 26, 2020, UNLESS EXTENDED BY THE MIAMI BEACH CITY COMMISSION BY DULY ENACTED RESOLUTION IN REGULAR OR SPECIAL SESSION, OR BY THE CITY MANAGER PURSUANT TO CITY RESOLUTION NO. 2020-31219.

Any violation of these emergency measure(s) shall subject the individual, operator, business entity, or organization to arrest and criminal prosecution pursuant to Section 26-36 and Section 1-14 of the City Code.

CITY OF MIAMI BEACH, FLORIDA

Jimmy L. Morales, City Manager

Date: 3/23/2020

Time: 3:12 p.m.

ATTEST:

3/23/2020

Rafael E. Granado, City Clerk

MIAMI BEACH INCORPORATED MARCH 26TH 1915

STATE OF FLORIDA
COUNTY OF MIAMI-DADE

I, RAFAEL E. GRANADO, City Clerk of the City of Miami Beach, Florida, do hereby certify that the above and foregoing is a true and correct copy of the original thereof on file in this office.

WITNESS my hand and seal of said City this 23 day of MARCH, 2020.

Rafael E. Granado
City Clerk of the City of Miami Beach, Florida

MIAMI BEACH INCORPORATED MARCH 26TH 1915

MIAMI-DADE COUNTY EMERGENCY ORDER 07-20

WHEREAS, Section 252.38(3)(a), Florida Statutes, gives political subdivisions the authority to declare and enact a State of Local Emergency for a period of up to seven days, thereby waiving the procedures and formalities otherwise required of the political subdivision by law; and

WHEREAS, on March 1, 2020, the Governor of Florida issued Executive Order Number 20-51, directing the State Health Officer and Surgeon General to declare a Public Health Emergency due to the discovery of COVID-19/novel Coronavirus in Florida; and

WHEREAS, on March 9, 2020, the Governor of Florida issued Executive Order Number 20-52, declaring a State of Emergency for the state of Florida related to COVID-19/novel Coronavirus; and

WHEREAS, on March 12, 2020, the County Mayor declared a State of Emergency for all of Miami-Dade County; and

WHEREAS, COVID-19/novel Coronavirus poses a health risk to Miami-Dade County residents, particularly elderly residents and those who are immunosuppressed or otherwise have high-risk medical conditions; and

WHEREAS, minimization of contact is necessary to avoid risk of COVID-19 infection for the residents of the County; and

WHEREAS, the Centers for Disease Control (CDC) has issued guidance entitled "15 Days to Slow the Spread," encouraging social distancing and maintaining a 6 foot separation between residents to slow the spread of infection and that events with more than ten attendees either be cancelled or held virtually; and

WHEREAS, the CDC guidelines are based upon the amount of community spread within a community and become more stringent where there is minimal to moderate or substantial community spread; and

WHEREAS, section 8B-7(2)(f) of the Code authorizes the County Mayor to order the closure of any commercial establishment; and

WHEREAS, sections 8B-7(2)(e) and (o) of the Code authorize the County Mayor to limit the movement of persons inside Miami-Dade County in order to safeguard life and health,

THEREFORE, as County Mayor of Miami-Dade County, I hereby order:

1. All non-essential retail and commercial establishments are ordered closed.

2. Essential retail and commercial businesses, which may remain open, are:

a. Healthcare providers, including, but not limited to, hospitals, doctors' and dentists' offices, urgent care centers, clinics, rehabilitation facilities, physical therapists, mental health professionals, psychiatrists, therapists, and pharmacies;

b. Grocery stores, farmers' markets, farm and produce stands, supermarkets, food banks, convenience stores, and other establishments engaged in the retail sale of canned food, dry goods, fresh fruits and vegetables, pet supply, fresh meats, fish, and poultry, and any other household consumer products (such as cleaning and personal care products). This authorization includes stores that sell groceries and also sell other non-grocery products, and products necessary to maintaining the safety, sanitation, and essential operations of residences;

c. Food cultivation, including farming, livestock, and fishing;

d. Businesses that provide food, shelter, social services, and other necessities of life for economically disadvantaged or otherwise needy individuals;

e. Newspapers, television, radio, and other media services;

f. Gas stations and auto-supply, auto-repair, and related facilities;

g. Banks and related financial institutions;

h. Hardware stores;

i. 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;

j. Businesses providing mailing and shipping services, including post office boxes;

k. Private colleges, trade schools, and technical colleges, but only as needed to facilitate online or distance learning;

l. Laundromats, dry cleaners, and laundry service providers;

m. Restaurants and other facilities that prepare and serve food, but subject to the limitations and requirements of Emergency Order 3-20. Schools and other entities that typically

provide free food services to students or members of the public may continue to do so on the condition that the food is provided to students or members of the public on a pick-up and takeaway basis only. Schools and other entities that provide food services under this exemption shall not permit the food to be eaten at the site where it is provided, or at any other gathering site;

n. Businesses that supply office products needed for people to work from home;

o. Businesses that supply other essential businesses with the support or supplies necessary to operate, and which do not interact with the general public;

p. Businesses that ship or deliver groceries, food, goods, or services directly to residences;

q. Airlines, taxis, and other private transportation providers providing transportation services via automobile, truck, bus, or train;

r. Home-based care for seniors, adults, or children;

s. Assisted living facilities, nursing homes, and adult day care centers, and senior residential facilities;

t. Professional services, such as legal or accounting services, when necessary to assist in compliance with legally mandated activities;

u. Landscape and pool care businesses, including residential landscape and pool care services;

v. Childcare facilities providing services that enable employees exempted in this Order to work as permitted. To the extent possible, childcare facilities should operate under the following mandatory conditions:

1. Childcare must be carried out in stable groups of 10 or fewer (inclusive of childcare providers for the group).
2. Children and child care providers shall not change from one group to another.
3. If more than one group of children is cared for at one facility, each group shall be in a separate room. Groups shall not mix or interact with each other.

w. Businesses operating at any airport, seaport, or other government facility, including parks and government offices;

x. Pet supply stores;

y. Logistics providers, including warehouses, trucking, consolidators, fumigators, and handlers;

z. Telecommunications providers, including sales of computer or telecommunications devices and the provision of home telecommunications;

aa. Provision of propane or natural gas;

bb. Office space and administrative support necessary to perform any of the above-listed activities;

cc. Open construction sites, irrespective of the type of building;

dd. Architectural, engineering, or land surveying services;

ee. Factories, manufacturing facilities, bottling plants, or other industrial uses;

ff. Waste management services, including collection and disposal of waste; and

gg. Any business that is interacting with customers solely through electronic or telephonic means, and delivering products via mailing, shipping, or delivery services

3. This order does not affect or limit the operations of Miami-Dade County, any public utility, any municipality, the Miami-Dade County School District, or any State or Federal office or facility, except that such entities shall abide by the restrictions of any County, Municipal, State or Federal emergency order, as applicable.

4. This order does not limit the number of persons who may be physically present performing services at any location where an essential business is being conducted except as expressly set forth herein or otherwise governed by any State or Federal order or regulation. Employers and employees are urged, but are not required, to practice social distancing, such as keeping six feet between persons and limiting group size to less than ten people.

5. This order does not limit the number of persons who may be physically present at any religious service. Persons attending religious services are urged, but are not required, to practice social distancing, such as keeping six feet between persons and limiting group size to less than ten people.

6. The County Mayor may amend the provisions of paragraph 2, 3, and 4 by written notice to the County Clerk.

7. The provisions of this order shall serve as minimum standards. Municipalities may impose more stringent standards within their jurisdictions.

8. This order shall expire upon the expiration of the existing Miami-Dade County State of Local Emergency, except that if such State of Local Emergency is extended, this order shall also be deemed to extend for the duration of such extension. This order may be cancelled earlier by action of the County Mayor.

9. This order shall be effective as of 9:00 p.m., March 19, 2020.

9. This order shall be effective as of 9:00 p.m., March 19, 2020.

10. This order shall be provided to all appropriate media consistent with the requirements of section 8B-7(2)(n) of the Code of Miami-Dade County.

Enacted:
Signed: _____
~~COUNTY MAYOR~~

Date: 3/19/2020 Time: 08:30

Witness: _____

Cancelled:
Signed: _____
COUNTY MAYOR

Date: _____ Time: ___:___

Witness: _____

MIAMI-DADE COUNTY

AMENDMENT NO. 1 TO MIAMI-DADE COUNTY EMERGENCY ORDER 07-20

WHEREAS, on March 19, 2020, the County Mayor issued Emergency Order 07-20; and

WHEREAS, Emergency Order 07-20 directed the closure of all non-essential retail and commercial establishments and included a list of essential businesses that may still operate; and

WHEREAS, Emergency Order 07-20 provided for amendment by filing written notice with the clerk; and

WHEREAS, hotels, motels, other commercial lodging establishments, and temporary vacation rentals provide essential business services during emergencies; and

WHEREAS, marinas and boat launches, docking, fueling, marine supply and other marina services provide essential business services during emergencies, including access to living space, repair services, and other vital needs; and

WHEREAS, additional retail and commercial establishments listed below provide essential business services during emergencies,

THEREFORE, as County Mayor of Miami-Dade County, I hereby order:

1. Paragraph 2 of Emergency Order 07-20 is hereby amended and restated to clarify that additional following essential businesses may remain open:

2. Essential retail and commercial businesses, which may remain open, are:

* * *

f. Gas stations>>; new and used automobile dealerships;<< and auto-supply, auto-repair, and related facilities>>, provided however that such businesses should ensure that customers practice the social distancing as advised by the CDC<<;

* * *

k. Private colleges, trade schools, and technical colleges, but only as needed to facilitate online or distance learning >>and university, college, or technical college residence halls, to the extent needed to accommodate students who cannot return to their homes<<;

* * *

ff. Waste management services, including collection and disposal of waste; [[~~and~~]]

gg. Any business that is interacting with customers solely through electronic or telephonic means, and delivering products via mailing, shipping, or delivery services>>;<<

>>hh. Private and municipal marinas and boat launches, docking, fueling, marine supply and other marina services;

ii. Hotels, motels, other commercial lodging establishments and temporary vacation rentals. Notwithstanding the foregoing, restaurants, bars, and fitness center restrictions within these establishments remain as stated in Emergency Order 03-20;

jj. Veterinarians and pet boarding facilities; and

kk. Mortuaries, funeral homes, and cemeteries.<<

2. The balance of Emergency Order 07-20 remains in full force and effect and is subject to further amendment as set forth in Emergency Order 07-20.

Enacted:
Signed: _____
COUNTY MAYOR
Date: 3/19/2020 Time: 8:45 PM
Witness: _____

Cancelled:
Signed: _____
COUNTY MAYOR
Date: _____ Time: ___:___
Witness: _____

AMENDMENT NO. 2 TO MIAMI-DADE COUNTY EMERGENCY ORDER 07-20

WHEREAS, on March 19, 2020, the County Mayor issued Emergency Order 07-20; and

WHEREAS, Emergency Order 07-20 directed the closure of all non-essential retail and commercial establishments and included a list of essential businesses that may still operate; and

WHEREAS, Emergency Order 07-20 provided for amendment by filing written notice with the clerk; and

WHEREAS, Governor DeSantis issued Executive Order 20-71 which promulgated standards for the sale of alcohol; and

WHEREAS, additional retail and commercial establishments listed below provide essential business services during emergencies,

THEREFORE, as County Mayor of Miami-Dade County, I hereby order:

1. Paragraph 2 of Emergency Order 07-20 is hereby amended and restated to clarify that additional following essential businesses may remain open:

2. Essential retail and commercial businesses, which may remain open, are:

* * *

hh. Private and municipal marinas and boat launches, docking, fueling, marine supply and other marina services;

ii. Hotels, motels, other commercial lodging establishments and temporary vacation rentals. Notwithstanding the foregoing, restaurants, bars, and fitness center restrictions within these establishments remain as stated in Emergency Order 03-20;

jj. Veterinarians and pet boarding facilities; and

kk. Mortuaries, funeral homes, and cemeteries.

>>ll. The sale of alcoholic beverages is authorized consistent with Executive Order 20-71.

mm. Firearm and ammunition supply stores.

2

nn. Businesses providing services to any local, state, or Federal government, including municipalities, pursuant to a contract with such government.<<

2. The balance of Emergency Order 07-20 remains in full force and effect and is subject to further amendment as set forth in Emergency Order 07-20.

Enacted:
Signed: _____
COUNTY MAYOR

Date: 3/21/2020 Time: 09:15

Witness: _____

Cancelled:
Signed: _____
COUNTY MAYOR

Date: _____ Time: ___:___

Witness: _____

AMENDMENT NO. 3 TO MIAMI-DADE COUNTY EMERGENCY ORDER 07-20

WHEREAS, on March 19, 2020, the County Mayor issued Emergency Order 07-20; and

WHEREAS, Emergency Order 07-20 directed the closure of all non-essential retail and commercial establishments and included a list of essential businesses that may still operate; and

WHEREAS, Emergency Order 07-20 provided for amendment by filing written notice with the clerk; and

WHEREAS, Amendment No. 1 to Emergency Order 07-20 stated that marinas and boat launches, docking, fueling, marine supply and other marina services provide essential business services; and

WHEREAS, large numbers of boaters congregated without observing social distancing and promoted large parties, the occurrence of which would have increased the risk of spreading COVID-19 throughout the community; and

WHEREAS, as a result it is necessary to further limit the use of marinas and boat launches, docking, fueling, marine supply and other marina services; and

WHEREAS, Emergency Order 06-20 as amended from time to time contains detailed information on the use of marinas, boat launches, docking, fueling, marine supply and other marina services for the duration of the state of emergency,

THEREFORE, as County Mayor of Miami-Dade County, I hereby order:

1. Paragraph 2 of Emergency Order 07-20 as amended is hereby amended and restated to clarify that additional following essential businesses may remain open:

2. Essential retail and commercial businesses, which may remain open, are:

* * *

[[~~hh. Private and municipal marinas and boat launches, docking, fueling, marine supply and other marina services~~]]

>>hh. Marinas, boat launches, docking, fueling, marine supply and other marina services only as set forth in Emergency Order 06-20 as amended from time to time.<<

* * *

2. The balance of Emergency Order 07-20 as amended remains in full force and effect and is subject to further amendment as set forth in Emergency Order 07-20.

Enacted:
Signed: _____
COUNTY MAYOR

Date: 3/23/2020 Time: 12:20

Witness: Jeanette Vazquez

Cancelled:
Signed: _____
COUNTY MAYOR

Date: _____ Time: ___:___

Witness: _____