

**BROWARD COUNTY ADMINISTRATOR'S
EMERGENCY ORDER 20-14**

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 10, 2020, the Broward County Board of County Commissioners authorized me to take any appropriate and necessary action to protect the health and safety of Broward County residents and visitors in connection with COVID19, and other emergency powers, including under the state-approved emergency management plan, had previously been delegated to me (as further outlined below);

WHEREAS, on March 20, 2020, Governor DeSantis issued Executive Order 20-70 closing the beaches in Broward County and Palm Beach County, which closure was extended by Executive Order 20-90, but permitted the County Administrators to relax or modify those closures as warranted;

WHEREAS, on April 28, 2020, as part of a coordinated effort with the local municipalities and the adjoining counties, I reopened certain parks, golf courses, and other recreational facilities in Broward County pursuant to the guidelines in Broward County Emergency Order 20-08, as amended by Broward County Emergency Order 20-09;

WHEREAS, beginning on April 29, 2020, Governor DeSantis issued a series of Executive Orders, including Executive Orders 20-112, 20-120, and 20-123, establishing Phase 1 of a step-by-step plan for Florida's recovery (initially excluding Broward, Miami-Dade, and Palm Beach Counties) and permitting certain additional activities for individuals;

WHEREAS, on May 14, 2020, Governor DeSantis issued Executive Order 20-122 permitting Broward and Miami-Dade Counties to participate in the Phase 1 reopening;

WHEREAS, on May 21, 2020, I issued Broward County Emergency Order 20-12, which outlines the establishments currently permitted to operate in Broward County, and permits a customized approach to reopening Broward County that incorporates guidelines and requirements for safe operations for opened businesses, amenities, and services;

WHEREAS, on May 22, 2020, I issued Broward County Emergency Order 20-13, which reopened Broward County beaches, hotels, motels, and commercial lodging

establishments, and gyms and fitness centers, subject to the guidelines stated for each type of establishment, including limiting beaches to only certain limited uses;

WHEREAS, I find that permitting certain additional activities on Broward County beaches, in coordination with the thirty-one (31) municipalities in Broward County, is warranted by the circumstances, and that certain other amendments to existing orders are appropriate to permit additional activities at Parks in Broward County, allow certain additional establishments to operate, and clarify the guidelines and requirements for all establishments,

NOW, THEREFORE, I, Bertha Henry, the Broward County Administrator, pursuant to my emergency authority under Sections 8-53 and 8-56 of the Broward County Code of Ordinances, as well as the authority granted to me by the Declaration of Emergency issued by Governor DeSantis in Executive Order 20-52, by Chapter 252, Florida Statutes, by the Board of County Commissioners, and by the Broward County Comprehensive Emergency Management Plan, hereby order as follows:

Section 1. Additional Permitted Activities on Beaches in Broward County.

Emergency Order 20-12 is amended at Section 1.B to add a new Section 1.B.xv as follows:

xv. Beaches in Broward County Limited Reopening Guidelines:

Attachment 15;

Emergency Order 20-13 is amended to replace Attachment 1 thereto with Attachment 15 attached hereto. All references to Attachment 1 in Emergency Order 20-13 shall be deemed to refer to Attachment 15 attached hereto.

Section 2. Other Amendments to Emergency Order 20-12

A. General Requirements for All Establishments. Emergency Order 20-12 is amended to replace Attachment 1, General Guidelines for All Establishments, with Attachment 1 hereto. All establishments operating in Broward County shall comply with the applicable guidelines stated in Attachment 1, and shall also comply with all guidelines contained in any other attachment(s) to Emergency Order 20-12, as amended, addressing specific use(s) applicable to the establishment.

B. Parks in Broward County. Emergency Order 20-12 is amended to replace Attachment 8, Parks in Broward County Limited Reopening Guidelines, with Attachment 8 hereto.

C. Tattoo Parlors and Massage Establishments. Tattoo parlors and massage establishments may operate consistent with Emergency Order 20-12, as amended, including the guidelines stated in Attachment 4 for Personal Services. Emergency Order 20-12 is amended to delete Sections 2.F (Tattoo Parlors) and 2.G (Massage Parlors) in their entirety.

Section 3. Applicability; Severability.

This Emergency Order supersedes and replaces any contrary provision in any prior Broward County Emergency Order. Except as superseded, all Broward County Emergency Orders remain in full force and effect. This Emergency Order applies to incorporated and unincorporated areas within Broward County, but has no application outside of Broward County. The provisions of this Emergency Order shall serve as minimum standards, and municipalities within Broward County may establish more stringent standards within their jurisdictions, to the extent permitted by law. 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 solely to the extent such Executive 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 is prohibited on the sovereign land of a federally or state recognized sovereign Indian tribe, such application is expressly excluded from this Emergency Order.

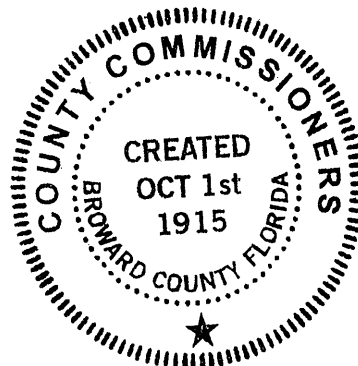
Section 4. Effective Date; Duration.

This order shall be effective as of 12:01 a.m. on Monday, June 1, 2020, with the exception of Section 2.B regarding the amendment to replace Attachment 8, which shall be effective immediately. 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.

BROWARD COUNTY, FLORIDA

By: 
Bertha Henry
County Administrator

RECEIVED AND FILED in the Records, Taxes and Treasury Division on this 29th day of May, 2020, at 4:32 a.m./p.m.



ATTACHMENT 1
GENERAL REQUIREMENTS FOR ALL ESTABLISHMENTS

All establishments that have on-site operations must comply with the following:

A. General Business Requirements

1. Ensure compliance with the guidelines from the Centers for Disease Control and Prevention available at <https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/index.html> (referred to as the “CDC Guidelines”) and all additional requirements stated in Broward County Emergency Order 20-12, as amended.
2. Establish and continue communication with local and State authorities to determine current mitigation measures in your community.
3. Communicate clearly all plans and policies you develop regarding personal protective equipment, social distancing, and employee health monitoring to your staff, customers, vendors, partners, and other interested parties. Take the time to answer any questions and concerns.
4. Post CDC signage in public locations emphasizing measures to “Stop the Spread” and to exercise social responsibility (see <https://www.cdc.gov/coronavirus/2019-ncov/downloads/stop-the-spread-of-germs.pdf>).
5. Post a telephone number for persons to report suspected violations (311 or the applicable local municipal code enforcement telephone number).
6. Whenever feasible, allow employees to telework or establish a rotation or staggered schedule to reduce the number of employees working on site. Where telework is not possible, consider how your current workspace could be reconfigured by installing physical barriers, placing visual markers, and implementing other measures that allow for social distancing.
7. To the extent possible, implement flexible childcare and sick leave policies and reiterate existing sick time and paid time-off policies to discourage employees from coming to work if they feel ill.
8. Develop a plan for monitoring your employees’ health, with a particular focus on COVID-19 symptoms, with the goal of preventing ill employees from working.
9. Establish contingency plans for the handling of a positive case of COVID-19 in your workplace. OSHA’s guidelines give specific steps on how to manage and isolate employees displaying COVID-19 symptoms (see <https://www.osha.gov/Publications/OSHA3990.pdf>).

10. Develop or update your employee contact system (e.g. phone tree, social media, texting, etc.) so you have a way to quickly reach all staff if there is a workplace COVID-19 exposure.

11. Ensure that employees wear facial coverings in the workplace when within six feet of someone else and when required by Broward Emergency Order 20-12, as amended. Social distancing of six feet should be practiced to the maximum extent possible, even when facial coverings are worn.

12. Limit the number of employees simultaneously using employee common areas like breakrooms to ensure social distancing of at least six feet between employees. If not possible, consider closing common areas.

13. Enforce the CDC's health and safety guidelines when employees return to work. Provide employee training on safety measures, including proper use of personal protective equipment and social distancing.

14. Visually mark required separation distances (six feet apart) for areas where there is any potential for people to congregate, such as in elevators, aisles, food counters, or lines to enter, check-in, or receive services or purchase goods.

15. Discourage car valet parking.

16. Set up self-checkout lines and contactless payments, if applicable and practical. Avoid cash transactions as much as practical.

17. Require customers, clients, and other visitors to the business to wear facial coverings in accordance with Broward County Emergency Order 20-12, as amended.

B. Business Process Adaptions and Sanitization Requirements

1. Upgrade/Install ventilation including HVAC filters per OSHA guidance.

2. Clean and disinfect all bathrooms regularly throughout the day.

3. Limit capacity of elevators and place proper markers in such elevators to ensure social distancing.

4. Remove all magazines and other frequently shared items from waiting rooms.

5. Deep clean the establishment at least once every twenty-four hours.

6. Regularly conduct enhanced sanitization of all common areas and high-contact touchpoints such as doors, stairwells, handles, light switches, elevator switches, etc.

7. Provide hand-sanitizing stations or supplies throughout the workplace.

8. All staff, customers, vendors, partners, and other persons entering the establishment should immediately sanitize their hands upon entrance and should be encouraged to continue to sanitize hands routinely, and as otherwise required, throughout their time in the establishment.

9. Any establishment that has equipment for the use of the public (for example, golf clubs or go karts at recreational businesses, or shopping carts or baskets at grocery stores) must ensure that staff monitors such use and must implement sanitization protocols to fully disinfect these items prior to each new customer use.

ATTACHMENT 8
PARKS IN BROWARD COUNTY LIMITED REOPENING GUIDELINES

Except as otherwise set forth herein, all parks in Broward County, including Regional, Specialty, and Neighborhood Parks, Nature Centers, and Natural Areas (collectively "Parks in Broward County"), may be open to public access on a limited basis, subject to the limitations set forth in this Attachment 8. Conducting any activities in a way that deviates from said guidelines is prohibited.

Hours of operation will be determined by the respective government agency that owns or manages the applicable park. The opening of private parks will be governed by the municipality where they are located, but if opened, any such private parks must operate in compliance with the minimum requirements of this Attachment 8. Notwithstanding this Emergency Order permitting the reopening of Parks in Broward County, certain Parks in Broward County may remain closed to public access as determined appropriate by the owner or operator of that park.

Tennis facilities, basketball courts, and other similar recreational amenities that are not located in Parks in Broward County may open as determined by the owner or operator of such facilities, provided the owner or operator ensures that the use thereof is in full compliance with all applicable requirements of this Attachment 8, notwithstanding that such use is not occurring in a Park in Broward County.

Specific establishments (including businesses and amenities) operating within Parks in Broward County may operate consistent with the guidelines applicable to that specific use, unless otherwise prohibited by contract or other applicable requirement. For example, marinas, boat docks, ramps, and other launching venues in Parks in Broward County may operate consistent with **Attachment 9**, and community centers and other buildings located within Parks in Broward County may operate consistent with the guidelines applicable to all establishments (Attachment 1) and any other attachments applicable to the particular activity taking place at the community center or building (e.g., if a community center is being used as a fitness facility, the guidelines applicable to fitness centers must be followed).

Operating Requirements

1. No groups of more than ten (10) people shall congregate in any area of any Park in Broward County. All playgrounds, outdoor exercise equipment, and other exercise courts, except as provided below, shall remain closed to the public.

2. Use of tennis courts and pickle ball courts shall be limited to a maximum of four people on the court at any one time (i.e., singles or doubles play only), and disc golf courses limited to singles or doubles play. Basketball courts are limited to individual use (no multiplayers or pick-up games are permitted, with the exception of games such as "horse"), and social distancing must be maintained at all times. Racquetball courts are

limited to a maximum of two persons on the court at any one time. Organized sports, such as soccer, baseball, and softball are prohibited.

3. All CDC Guidelines regarding social distancing must be observed at all times by all persons using any Park in Broward County.

4. Facial coverings must be worn at all times to the extent social distancing cannot be maintained. Facial coverings are not required when social distancing of at least six feet (6') is consistently maintained or when the only persons within six feet (6') are members of the same household or group.

5. To the extent practicable, walking paths and trails shall be used only in a one-way direction to help maintain social distancing, and signage posted that appropriate social distancing of at least six feet (6') should be maintained between persons when passing.

ATTACHMENT 15
BEACHES IN BROWARD COUNTY LIMITED REOPENING GUIDELINES

Ocean activities (such as surfing, swimming, kayaking, paddle boarding, body surfing) and limited land based active recreation and exercise (such as walking, running, biking, and surf fishing) are permitted on beaches in Broward County. Picnicking, sunbathing, sitting, or lying on the beach, as well as the use of umbrellas, canopies, chairs, loungers, and coolers, are also permitted.

A. Beach Restrictions.

1. Beach hours shall be limited to between sunrise and sunset.
2. Facial coverings must be worn when social distancing of 6 feet between persons (other than members of the same household or group) cannot be maintained, including, not limited to, when using elevators to access the beach, using restrooms, and when visiting beach concessions.
3. All persons must have a facial covering available and ready to use at all times; persons must be able to show their facial coverings upon request by local authority.
4. Disposable facial coverings and other disposable personal protective equipment such as gloves must be discarded properly; littering of facial coverings or other personal protective equipment is prohibited.
5. The use of facial coverings is not required when engaged in active recreation or exercise, or when in the water. Facial coverings should not be used by children under two (2) years old.
6. No group gatherings or events of more than ten (10) individuals.
7. No group or organized sports including, but not limited to, volleyball, soccer, or football.
8. Individuals must maintain at least 6 feet of physical distance between persons at all times (other than members of the same household or group), including when in the water.
9. Buildings (other than restrooms) or designated areas for social gathering (such as changing rooms, picnic pavilions, playgrounds, exercise equipment areas, etc.) must remain closed.
10. Beach concessions must comply with the applicable requirements in Broward County Emergency Order 20-12, as amended, including Attachment 1 for all

concessions, Attachment 2 for all restaurant or food establishment concessions, and Attachment 3 for all retail concessions.

11. Concessions or beachfront hotels that provide rental equipment (such as chairs, loungers, bicycles, etc.) must sanitize the rental equipment between each customer rental.

12. Beach restrooms and showers must be sanitized at least every 3 hours.

13. Municipalities shall have the ability to enact more stringent requirements than set forth herein, and, as with all other aspects of this Emergency Order, municipalities are authorized to enforce the requirements of this Emergency Order.