

PALM BEACH COUNTY
BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

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Meeting Date: August 25, 2020 [X] Consent [] Regular
[] Ordinance [] Public Hearing

Department: Department of Public Safety
Submitted By: Department of Public Safety
Submitted For: Division of Emergency Management

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EXECUTIVE BRIEF

Motion and Title: Staff recommends motion to receive and file: the following Declarations and Emergency Orders (EO) related to COVID-19.

- A. Declaration of a State of Emergency Palm Beach County (PBC), FL for COVID-19, dated March 13, 2020;
- B. Declaration of Continuing State of Emergency PBC, FL, dated March 19, 2020;
- C. EO Number 1 PBC COVID-19, closure of restaurants, social gatherings and beaches, dated March 22, 2020;
- D. Amendment to EO Number 1 PBC COVID-19 (2020-001a), closure of all boat docks, ramps, marinas, and any other venues utilized for launching any vessels, dated March 23, 2020;
- E. Declaration of Continuing State of Emergency PBC, FL, dated March 25, 2020;
- F. EO Number 2 PBC COVID-19 (2020-002), closure of all noncritical retail and commercial businesses, dated March 26, 2020;
- G. EO Number 2020-002a Replacing EO Number 2020-002 PBC COVID-19 (2020-002a), clarify provisions of closures of all noncritical retail and commercial businesses dated March 29, 2020; and
- H. Declaration of Continuing State of Emergency PBC, FL, dated April 3, 2020.

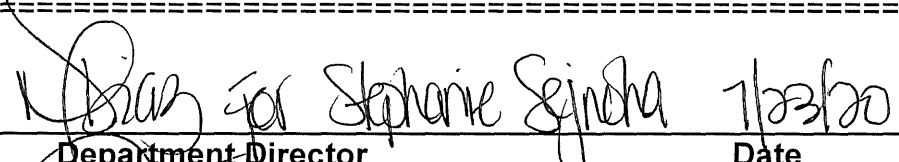
Summary: On March 9, 2020, the Governor issued Executive Order No. 20-52 declaring a State of Emergency in the State of Florida based on the on-going risk posed by COVID-19, including the fact that at least eight (8) Florida counties had reported positive cases of COVID-19. The County issued a State of Local Emergency on Friday, March 13, 2020. The State of Local Emergency was declared to initiate emergent actions taken by the County Administrator to ensure the health, safety and welfare of the community. Multiple Emergency Orders and Declarations were issued in response to COVID-19 response activities. The County's Emergency Operation Center (EOC) was activated to a Level 2 activation at 0700 hours on Monday, March 16, 2020. Pursuant to PBC Code Article II, Section 9-35, in the event a special meeting of the Board of County Commissioners (BCC) cannot be convened, the Mayor of the BCC may declare a State of Local Emergency. With the executed State of Local Emergency, resources were available through the Coronavirus Aid, Relief, and Economic Security (CARES) Act and or Federal Emergency Management Agency (FEMA) Public Assistance. Staff were then able to purchase equipment, materials, supplies, and open non-congregate shelters for residents and persons who may be in need of isolation. **Countywide** (LDC)


Background and Justification: continued on page 3.

Attachments:

- 1. Declaration of a State of Emergency PBC, FL for COVID-19, dated March 13, 2020;
- 2. Declaration of Continuing State of Local Emergency PBC, FL, dated March 19, 2020;
- 3. Palm Beach County COVID-19 Public Safety Order Number 1, dated March 22, 2020;
- 4. Amendment to Emergency Order Number 1 PBC COVID-19, Order No. 2020-001a, dated March 23, 2020;
- 5. Declaration of Continuing State of Emergency PBC, FL, dated March 25, 2020;
- 6. EO Number 2 PBC COVID-19, Order No. 2020-002, dated March 26, 2020;
- 7. EO Number 2020-002a Replacing Emergency Order Number 2020-002 PBC COVID- 19, Order No. 2020-002a, dated March 29, 2020; and
- 8. Declaration of Continuing State of Emergency PBC, FL, dated April 3, 2020.

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Recommended By:  7/23/20
Department Director Date

Approved By:  8/4/2020
Deputy County Administrator Date

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact

Fiscal Years	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>	<u>2024</u>
Capital Expenditures	_____	_____	_____	_____	_____
Operating Costs	_____	_____	_____	_____	_____
External Revenues	_____	_____	_____	_____	_____
Program Income (County)	_____	_____	_____	_____	_____
In-Kind Match (County)	_____	_____	_____	_____	_____
Net Fiscal Impact	_____*	_____	_____	_____	_____

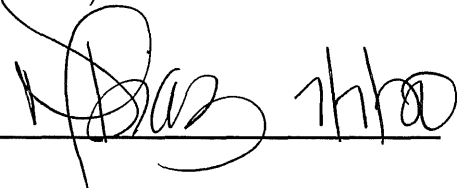
ADDITIONAL FTE POSITIONS (Cumulative) _____

Is Item Included in Current Budget? Yes ___ No ___
 Does this item include the use of federal funds? Yes ___ No ___

Budget Account Exp No:
 Rev No:

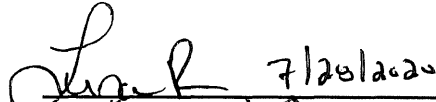

B. Recommended Sources of Funds/Summary of Fiscal Impact:

*Fiscal impact is undeterminable at this time. The County will request reimbursement of actual expenses associated with the Coronavirus through the PA program and or utilize the Coronavirus Aid, Relief, and Economic Security (CARES) Act Relief Fund.

Departmental Fiscal Review: FF 

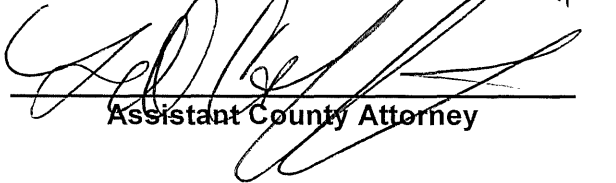
II. REVIEW COMMENTS

A. OFMB Fiscal and/or Contract Dev. and Control Comments:


 OFMB 7/20/2020
 PC/1/27 


 Contract Administration 7/13/2020

B. Legal Sufficiency:


 Assistant County Attorney

C. Other Department Review:

 Department Director

This summary is not to be used as a basis for payment.

Continued from page 1

Background and Justification: On March 1, 2020, the Governor of the State of Florida issued Executive Order No. 20-051 establishing a public health emergency in order to direct response to Coronavirus (COVID-19). The President of the United States declared a National Emergency on Friday, March 13, 2020, at 1530 hours. On March 13, 2020, the County declared a State of Local Emergency due to the on-going risk of COVID-19. The EOC escalated to a Level 2 (Partial) Activation at 0700 hours on Monday, March 16, 2020.

**DECLARATION OF A STATE OF EMERGENCY
PALM BEACH COUNTY, FLORIDA, FOR
COVID-19**

EFFECTIVE MARCH 13, 2020

WHEREAS, the Board of County Commissioners of Palm Beach County, Florida has been informed by its emergency management staff and the Palm Beach County Health Department of the imminent threat posed by the COVID-19 virus; and

WHEREAS, the COVID-19 virus is a serious respiratory illness that causes symptoms similar to influenza including fever, difficulty breathing and coughing; and

WHEREAS, according to the World Health Organization the COVID-19 virus originated in China however, as of March 12, 2020, there are 125,048 worldwide cases of COVID-19 with 4,613 deaths reported; and

WHEREAS, as of March 11, 2020, the CDC has reported 1,215 cases of the COVID-19 virus in the United States with 36 reported deaths; and

WHEREAS, according to the Centers for Disease Control and Prevention (the "CDC"), persons at higher risk are older adults and people with serious chronic medical conditions like heart disease, diabetes and lung disease; and

WHEREAS, Palm Beach County has a significant population of persons who are over 60 years of age or who have chronic medical conditions; and

WHEREAS, two (2) cases of the COVID-19 virus have been confirmed in Palm Beach County, Florida; and

WHEREAS, there is no current vaccine or drug available to combat COVID-19 and the CDC has predicted likely widespread transmission of COVID-19 in the United States; and

WHEREAS, on March 1, 2020, the Governor of the State of Florida issued Executive Order No. 20-051 establishing a public health emergency in order to direct response to COVID-19 and appointing the Florida Department of Health as the lead state agency to coordinate emergency response activities; and

WHEREAS, on March 9, 2020, the Governor of the State of Florida issued Executive Order No. 20-52 declaring a State of Emergency in the State of Florida based on the on-going risk posed by COVID-19 including the fact that at least eight (8) Florida counties have reported positive cases of COVID-19; and

WHEREAS, Palm Beach County government and its Division of Emergency Management must take all necessary coordination, preparation and response activities necessitated by the rapidly expanding COVID-19 virus emergency; and

WHEREAS, Section 9-35 of the Palm Beach County Code provides that whenever an emergency has placed the citizens of Palm Beach County in danger of loss of life or property, a state of emergency can be declared by the Mayor, the Vice-Mayor in the Mayor's absence, or the County Administrator in the absence of the Mayor and Vice-Mayor.

NOW, THEREFORE, BE IT PROCLAIMED AND DECLARED:

1. The above recitals are true and correct and are incorporated herein by reference.
2. I am the Mayor of Palm Beach County, Florida.
3. Pursuant to Palm Beach County Code Article II, Section 9-35, a state of local emergency hereby exists in Palm Beach County, Florida, effective **for seven (7) days beginning 2:00 p. m., this thirteenth day of March, 2020.**

4. On behalf of the Board of County Commissioners, I hereby waive the procedures and formalities otherwise required of Palm Beach County as may be necessary to prevent the hindrance, delay, or prevention of any mitigation, response or recovery action necessary to respond to the COVID-19 emergency pertaining to:

- a. Performance of public work and any other prudent action necessary to ensure the health, safety, and welfare of the citizens of Palm Beach County.
- b. Entering into contracts.
- c. Incurring obligations.
- d. Employment of permanent and temporary workers.
- e. Utilization of volunteer workers.
- f. Rental of equipment.
- g. Acquisition and distribution, with or without compensation, of supplies, materials, and facilities.
- h. Appropriation and expenditure of public funds.

5. The County Administrator or designee, is hereby empowered, authorized, and directed to exercise, on behalf of the Board of County Commissioners, such emergency powers necessary to carry out the provisions of Chapter 252, Florida Statutes and Palm Beach County Code Article II, Section 9-35 to provide for the health and safety of persons and property including, but not limited to, establishing a curfew order, to restrict travel and movement within the county. The emergency restrictions shall be tailored to meet the exigency of the circumstances and can be modified by further order at any time as necessary.

6. This State of Emergency shall extend for a period of 7 days and may be extended as necessary in 7 day increments pursuant to Section 252.38(3)(a)5 by order of the Administrator

or designee, or until further action by the Board of County Commissioners terminates such authority.

7. This Declaration shall be transmitted to the Secretary of State upon adoption and a copy shall be filed with the Clerk of Court.

**PALM BEACH COUNTY, FLORIDA
BOARD OF COUNTY COMMISSIONERS**

By: 
DAVE KERNER, MAYOR

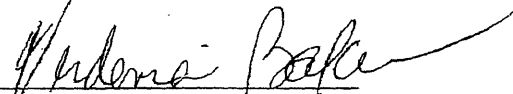
_____ 2020
Date

**ATTEST
CLERK AND COMPTROLLER**

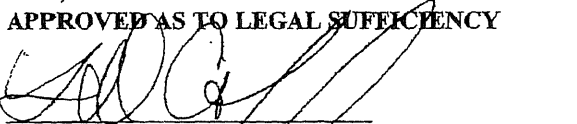
By: 
Deputy Clerk

March 16 2020
Date

APPROVED AS TO TERMS & CONDITIONS


County Administrator

APPROVED AS TO LEGAL SUFFICIENCY


County Attorney

**DECLARATION OF CONTINUING STATE OF EMERGENCY
PALM BEACH COUNTY, FLORIDA**

WHEREAS, on March 13, 2020, Palm Beach County declared a local State of Emergency due to the Coronavirus (COVID-19) pandemic which expires on March 20, 2020, unless extended in 7-day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, the findings and facts set forth therein still apply and are incorporated herein as supplemented and updated by this local Declaration of a Continuing State of Emergency; and

WHEREAS, the COVID-19 pandemic poses significant, imminent, and dangerous threats to the health, safety, and welfare of the inhabitants of Palm Beach County, Florida, visitors and tourists in Palm Beach County, Florida, as well as their real and personal property; and

WHEREAS, since the March 13, 2020, issuance of the local Declaration of a State of Emergency, Palm Beach County COVID-19 cases have risen to 21; and

WHEREAS, as of March 19, 2020, the CDC has reported a total of 7,038 cases of COVID-19 and 97 total deaths from COVID-19 in the United States; and

WHEREAS, Palm Beach County's Division of Emergency Management has been preparing and responding to the pandemic since January 2020 beginning with a activation of critical staff to begin a coordinated response with the Palm Beach County Department of Health, local partners, law enforcement, administration, municipal partners, the State Department of Emergency Management, the Federal government and others; and

WHEREAS, Palm Beach County's Division of Emergency Management has activated additional staff for a public information line to assist the Department of Health and the community to understand and obtain information on COVID-19, testing, symptoms, transmission and other commonly asked questions that have overwhelmed the medical community and government offices; and

WHEREAS, the local emergency is continuing and it is necessary to continue the local state of emergency for an additional seven days.

NOW, THEREFORE, BE IT DECLARED that pursuant to Palm Beach County Code Article II, Section 9-35:

1. The foregoing recitals are incorporated herein by reference.

2. The Palm Beach County State of Emergency Declaration is hereby extended by 7 days pursuant to Section 252.38(3)(a)(5), Florida Statutes; and shall continue in full force and effect through March 27, 2020.

2. This Declaration shall expire at the date and time set forth herein unless further extended or terminated by the Board of County Commissioners, the Mayor, Vice Mayor or County Administrator as permitted in the Palm Beach County Code.

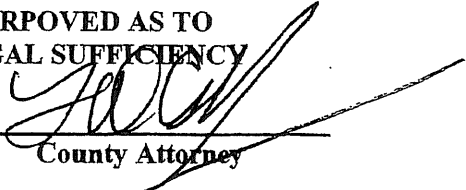
3. This Declaration shall be filed with the Clerk of the Court.

PALM BEACH COUNTY

By: 
Mayor Dave Kerner

March 19, 2020
Date


**APPROVED AS TO
LEGAL SUFFICIENCY**

By: 
County Attorney

APPROVED AS TO TERMS & CONDITIONS

By: 
County Administrator

**ATTEST
CLERK & COMPTROLLER**

By: 
Deputy Clerk

**PALM BEACH COUNTY COVID-19
PUBLIC SAFETY ORDER NUMBER 1**

WHEREAS, on March 1, 2020, Governor Ron DeSantis, issued Executive Order 20-51 directing the Florida Department of Health to issue a Public Health Emergency; and

WHEREAS, on March 9, 2020, Governor Ron DeSantis, issued Executive Order 20-52 declaring a state of emergency for the State of Florida as a result of COVID-19; and

WHEREAS, on March 13, 2020, pursuant Section 252.38(3)(a)(5), Florida Statutes, Palm Beach County declared a local State of Emergency due to the Coronavirus pandemic, which has since been extended in accordance with applicable law; and

WHEREAS, on March 16, 2020, President Donald J. 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 avoiding gatherings of more than 10 people, and in states with evidence of community spread, bars, restaurants, food courts, and gyms should be closed; and

WHEREAS, on March 20, 2020, Governor Ron DeSantis, after consultation with Broward County and Palm Beach County authorities, both of which requested application of the CDC recommendations, issued Executive Order 20-70, which ordered that all restaurants, bars, taverns, pubs, night clubs, banquet halls, cocktail lounges, cabarets, breweries, cafeterias and any other alcohol and/or food service business with seating for more than ten (10) people within Broward and Palm Beach Counties be closed to on-premise service of customers; and

WHEREAS, on March 20, 2020, also pursuant to Executive Order 20-70 and as provided therein, Governor Ron DeSantis closed all movie theatres, concert halls, auditoriums, playhouses, bowling alleys, arcades, gyms, fitness studios, and beaches; and

WHEREAS, it is necessary and appropriate to take action to ensure that COVID-19 remains controlled, and that residents and visitors in Palm Beach County remain safe and secure, especially with regard to people in large groups that may not be observing appropriate social distancing to prevent community spread of COVID-19;

NOW, THEREFORE, IT IS HEREBY ORDERED pursuant to Palm Beach County Code Article II, Section 9-35, and all other applicable laws, that:

1. The foregoing recitals are incorporated herein by reference.

2. Effective immediately, within Palm Beach County, including all municipalities therein, all boat docks, ramps, marinas, and any other venues utilized for launching any vessels are hereby closed until further notice.
3. Effective immediately, within Palm Beach County, including all municipalities therein, all islands, sandbars, and intracoastal lands are prohibited for use by the public.
4. Commercial fishing, commercial marine operations, and support services related thereto are permitted to operate.
5. The Sherriff of Palm Beach County and other law enforcement personnel are hereby authorized and directed to enforce this directive.
6. This Order shall be filed in the office of the Clerk of Circuit Court and delivered to appropriate news media for publication and radio and television broadcast.

PALM BEACH COUNTY

By: *Veronica C. Baker*
County Administrator

3/22/20
Date

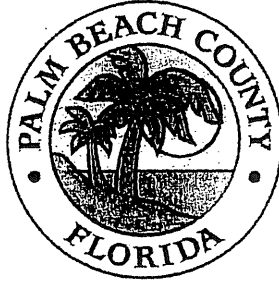
**ATTEST
CLERK & COMPTRÖLLER**

By: *Shaun R. Beck*
Deputy Clerk

**APPROVED AS TO
LEGAL SUFFICIENCY**

By: *[Signature]*
County Attorney

Order Number
2020-001a



AMENDMENT
TO EMERGENCY ORDER NUMBER 1
PALM BEACH COUNTY COVID-19

WHEREAS, on March 1, 2020, Governor Ron DeSantis, issued Executive Order 20-51 directing the Florida Department of Health to issue a Public Health Emergency; and

WHEREAS, on March 9, 2020, Governor Ron DeSantis, issued Executive Order 20-52 declaring a state of emergency for the State of Florida as a result of COVID-19; and

WHEREAS, on March 13, 2020, pursuant Section 252.38(3)(a)(5), Florida Statutes, Palm Beach County declared a local State of Emergency due to the Coronavirus pandemic, which has since been extended in accordance with applicable law; and

WHEREAS, on March 16, 2020, President Donald J. 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 avoiding gatherings of more than 10 people, and in states with evidence of community spread, bars, restaurants, food courts, and gyms should be closed; and

WHEREAS, on March 20, 2020, Governor Ron DeSantis, after consultation with Broward County and Palm Beach County authorities, both of which requested application of the CDC recommendations, issued Executive Order 20-70, which ordered that all restaurants, bars, taverns, pubs, night clubs, banquet halls, cocktail lounges, cabarets, breweries, cafeterias and any other alcohol and/or food service business with seating for more than ten (10) people within Broward and Palm Beach Counties be closed to on-premise service of customers; and

WHEREAS, on March 20, 2020, also pursuant to Executive Order 20-70 and as provided therein, Governor Ron DeSantis closed all movie theatres, concert halls, auditoriums, playhouses, bowling alleys, arcades, gyms, fitness studios, and beaches; and

WHEREAS, it is necessary and appropriate to take action to ensure that COVID-19 remains controlled, and that residents and visitors in Palm Beach County remain safe and secure, especially with regard to people in large groups that may not be observing appropriate social distancing to prevent community spread of COVID-19; and

WHEREAS, on March 22, 2020, Palm Beach County issued its COVID-19 Public Safety Order No. 1 whereby, among other things, pursuant to subsection two (2), Palm Beach County closed all boat docks, ramps, marinas, and any other venues used for launching any recreational vessels; and

WHEREAS, it is now necessary to clarify, by way of this Amendment, that subsection two (2) applies to all such venues utilized for any recreational purpose, including, but not limited to, fishing charters, boat tours, diving excursions, and the like; and

WHEREAS, it is further necessary to clarify, by way of this Amendment, that such venues may only be utilized for commercial fishing, commercial marine operations, and support services related thereto; and

NOW, THEREFORE, IT IS HEREBY ORDERED pursuant to Palm Beach County Code Article II, Section 9-35, and all other applicable laws, that COVID-19 Public Safety Order No. 1 is amended and replaced with the following:

1. The foregoing recitals are incorporated herein by reference.
2. Effective immediately, within Palm Beach County, including all municipalities therein, all boat docks, ramps, marinas, and any other venues utilized for launching any vessels to be used for recreational purposes, including, but not limited to, fishing charters, boat tours, diving excursions, and the like, are hereby closed until further notice. Said venues may only remain open to provide services relating to the commercial activities identified under subsection four (4) below.
3. Effective immediately, within Palm Beach County, including all municipalities therein, all islands, sandbars, and intracoastal lands are prohibited for use by the public.

- 4. Commercial fishing, commercial marine operations, and support services related thereto are permitted to operate.
- 5. The Sheriff of Palm Beach County and other law enforcement personnel are hereby authorized and directed to enforce this directive.
- 6. This Order shall be filed in the office of the Clerk of Circuit Court and delivered to appropriate news media for publication and radio and television broadcast.

PALM BEACH COUNTY

APPROVED AS TO
LEGAL SUFFICIENCY

By: [Signature]
County Administrator

By: [Signature]
County Attorney

4/23/20
Date

ATTEST
CLERK & COMPROLLER

By: [Signature]
Deputy Clerk



DECLARATION OF CONTINUING STATE OF EMERGENCY
PALM BEACH COUNTY, FLORIDA

WHEREAS, on March 13, 2020, Palm Beach County declared a local State of Emergency due to the Coronavirus pandemic which was renewed on March 19, 2020 expired on March 20, 2020 unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, effective on March 20, 2020, Palm Beach County issued a Declaration of Continuing State of Emergency due to the Coronavirus pandemic which expires on March 27, 2020, unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, the local emergency is continuing and it is necessary to continue the local state of emergency for an additional seven days.


NOW, THEREFORE, BE IT DECLARED that pursuant to Palm Beach County Code Article II, Section 9-35:

1. The foregoing recitals are incorporated herein by reference.
2. The Palm Beach County State of Emergency Declaration is hereby extended by 7 days pursuant to Section 252.38(3)(a)(5), Florida Statutes; and shall continue in full force and effect through April 3, 2020.
3. This Declaration shall expire at the date and time set forth herein unless further extended or terminated by the Board of County Commissioners, the Mayor, Vice Mayor or County Administrator as permitted in the Palm Beach County Code.
4. This Declaration shall be filed with the Clerk of the Court


PALM BEACH COUNTY

APPROVED AS TO
LEGAL SUFFICIENCY

By: 
Mayor Dave Kerner

By: 
County Attorney

07/25/2020
Date

ATTEST
CLERK & COMPTROLLER
By: 
Deputy Clerk



**EMERGENCY ORDER NUMBER 2
PALM BEACH COUNTY COVID-19**

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 Ron DeSantis, issued Executive Order 20-51 directing the Florida Department of Health to issue a Public Health Emergency; and

WHEREAS, on March 9, 2020, Governor Ron DeSantis issued Executive Order 20-52 declaring a state of emergency for the State of Florida as a result of COVID-19, and

WHEREAS, on March 24, 2020 Governor Ron DeSantis, issued Executive Order 20-83 directing the State Surgeon General and the State Health Officer to issue a public health advisory to advise senior persons, and persons that have a serious underlying medical condition that places them at a high risk of severe illness from COVID-19 to stay at home. Such conditions include, but not limited to, chronic lung disease or moderate to severe asthma; serious heart conditions; immunocompromised status, including those in cancer treatment; and severe obesity; 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, pursuant Section 252.38(3)(a)(5), Florida Statutes, Palm Beach County declared a local State of Emergency due to the Coronavirus pandemic, which has since been extended in accordance with applicable law; and

WHEREAS, there is no vaccine or drug currently available to combat COVID-19; and

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 ("FDOH") recommend implementation of community mitigation strategies to increase containment of the virus, including cancellation of large gatherings and social distancing between persons in smaller gatherings;

WHEREAS, limitations on gatherings and the use of social distancing to prevent transmission of COVID-19 are especially important for people who are sixty (60) years old and older, and to people with chronic health conditions because those populations are at a higher risk of severe illness, hospitalization and death from COVID-19. However, it appears that everyone, regardless of age or health condition, is threatened by COVID-19 and could be spreading the COVID-19 virus even if not displaying symptoms; and

WHEREAS, the number of COVID-19 cases continues to rise and the goal of the CDC and FDOH is to slow the spread of the COVID-19 virus by requiring and mandating social distancing requirements and encouraging all seniors age 60 and older, and persons with chronic health conditions to stay at home and by encouraging and recommending that persons of all ages avoid groups of persons and stay at home unless serving critical purposes to the community; and

WHEREAS, the tri-county area of South Florida, comprised of Miami-Dade County, Broward County, and Palm Beach County, is a contiguous community with both commercial and cultural continuities, and both Broward County and Miami-Dade County have seen steady increases in the number of COVID-19 cases resulting in increased concern from public health authorities concerning the importance of maintaining social distancing, keeping the elder population at home, washing hands and practicing good hygiene and following the mitigation strategies advanced by the CDC;

WHEREAS, on March 22, 2020, Palm Beach County issued its COVID-19 Public Safety Order No. 1 whereby, among other things, pursuant to subsection two (2) Palm Beach County closed all boat docks, ramps, marinas, and any other venues used for launching any recreational vessels; and

WHEREAS, Palm Beach County issued its COVID-19 Order No. 2020-1a amending and clarifying the March 22, 2020 Order to close all boat docks, ramps, marinas and other venues utilized for launching any vessels to be used for recreational purposes in order to mitigate avoidance of the social distancing mandates; and

WHEREAS, this Emergency Order is necessary because of the propensity of the virus to spread person to person and also because the virus is attaching to surfaces for prolonged periods of time;

WHEREAS, the continuing operation of critical businesses is necessary to provide goods and services to the public, to keep the public healthy and to ensure availability of supplies; and

WHEREAS, this Emergency Order is necessary to protect the lives, health, welfare, and safety of the County's residents from the devastating impacts of this pandemic,

NOW, THEREFORE, IT IS HEREBY ORDERED pursuant to Palm Beach County Code Article II, Section 9-35, as well as the authorities 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 Palm Beach County Comprehensive Emergency Management Plan, hereby order as follows:

Section 1. This Emergency Order is supplemental and in addition to the Executive Orders issued by Governor DeSantis, including, but not limited to, Executive Orders 20-70, 20-71, 20-72 and 20-83 and any additional Executive Orders that may be issued by Governor DeSantis or the President that may be applicable to Palm Beach County.

Section 2. This Emergency Order applies to incorporated and unincorporated areas within Palm Beach County, but has no application outside of Palm Beach County.

Section 3. All noncritical retail and commercial business locations (meaning all that are not expressly deemed critical as stated in Section 4 below) are ordered closed except to the extent necessary to perform Minimum Basic Operations. "Minimum Basic Operations" means the minimum activities necessary to maintain the value of inventory, preserve plant and equipment condition, engage in on-line shipping of goods without having customers in the business location, ensure security, process payroll and employee benefits, and facilitate employees working remotely, provided such Minimum Basic Operations shall practice, and ensure employees and persons interacting with and within such businesses practice, social distancing and all other measures as advised by the CDC and FDOH.

Section 4. The following retail and commercial businesses are deemed critical and existing retail and commercial business locations of these businesses may remain open, but are responsible for and shall ensure employees and all persons interacting with and within such businesses practice social distancing, and all other measures as advised by the CDC and FDOH and that special care and attention is given to safeguarding all persons aged 60 and over that may come in contact with the business or work in the business; and

a. Except to the extent precluded by the Governor's Executive Order 20-70, 20-71, 20-72, 20-83 or any previous or subsequently issued Executive Order, or order of the President, healthcare providers and public health operations, including but not limited to: hospitals; doctors' and dentists' offices; urgent care centers, clinics, and rehabilitation facilities; physical therapists; mental health professionals; psychiatrists; therapists; research and laboratory services; blood banks, medical cannabis facilities; medical equipment, devices, and other healthcare manufacturers and suppliers; reproductive health care providers; eye care centers; home healthcare services providers; substance abuse providers; medical transport services; and pharmacies;

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

c. Businesses engaged in 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, new and used automobile dealerships, and auto-supply, auto-repair, and related facilities;

g. Banks and related financial institutions, including insurance firms, and including pawn shops;

h. Hardware, gardening, and building material stores;

i. Contractors and other tradesmen, building management and maintenance (including janitorial companies servicing commercial businesses), home security firms, fire and water damage restoration, public adjusters, appliance repair personnel, exterminators, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and critical operation of residences and other structures;

j. Businesses primarily providing mailing, logistics, pick-up, 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, perform critical research, or perform critical functions, and university, college, or technical college residence halls, but only to the extent needed to accommodate students who cannot return to their homes;

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 the Governor's Executive Orders now existing or subsequently issued, including but not limited to Executive Orders 20-68, 20-70, 20-71, and 20-83. 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 under their control;

n. Businesses that primarily supply office products needed for people to work from home (but not including businesses that primarily sell or lease furniture unless the business is operating on-line service only);

o. Businesses that primarily supply other critical businesses, as stated in this Emergency Order, with the support or supplies necessary to operate, and which do not

interact with the general public, including cybersecurity firms (but not including businesses that primarily sell or lease furniture unless the business is providing on-line service only);

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

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

r. Businesses engaged in providing home-based care for seniors, adults, or children;

s. Assisted living facilities, nursing homes, adult day care centers, and home-based and residential settings for adults, seniors, children, and/or people with disabilities or mental illness, providing however, that such business is responsible for and must ensure compliance with all CDC and FDOH guidelines and has implemented education of employees, contractors and visitors as to CDC and FDOH requirements; and

t. Businesses providing professional services, such as legal or accounting services, to the extent those services are provided in accordance to CDC and FDOH guidelines by maintaining social distancing requirements for employees and customers and not allowing congregating of groups of clients or employees;

u. Landscape and pool care businesses, including residential landscape and pool care services, provided however, all employees must be educated on CDC and FDOH guidelines including social distancing and such businesses are responsible for ensuring compliance with such guidelines and in particular, with regard to interactions with customers age 60 or over;

v. Childcare facilities providing services that enable employees exempted in this Emergency Order to work as permitted. To the extent possible, childcare facilities should operate under the following conditions: Childcare must be carried out in stable groups of

10 or fewer (inclusive of childcare providers for the group); children and child care providers shall not change from one group to another; 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. All play equipment used by one group of children must be cleaned and sanitized before use by another group of children. Any child exhibiting symptoms consistent with COVID-19 illness shall not be allowed to stay in the childcare facility;

w. Businesses operating at any airport, seaport, or other government facility, except as provided in the Governor's Executive Order 20-71, which requires all restaurants and food establishments licensed under Chapters 500 and 509 to suspend on-premises food and alcohol consumption, and except as to businesses operating from Palm Beach County facilities as to which separate directives have or will be issued;

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

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

z. Businesses engaged in the provision of propane or natural gas;

aa. Businesses engaged in the provision of office space and administrative support necessary to perform any of the above-listed activities;

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

cc. Businesses providing architectural, engineering, or land surveying services, but only with regard to ongoing construction projects in which construction has already commenced and provided that such businesses operate in full compliance with all measures advised by the CDC and FDOH regarding social distancing;

dd. Factories, warehouses, manufacturing facilities, bottling plants, or other industrial distribution and supply chain facilities used for critical products and industries for the U.S. domestic market;

ee. Waste management services, including business engaged primarily in the collection and disposal of waste;

ff. Hotels, motels, other commercial lodging establishments, and temporary vacation rentals, subject to the limitations stated in the Governor's Executive Order 20-70. Hotels, motels, and other commercial lodging establishments shall not accept new reservations for persons other than Critical Lodgers. "Critical Lodgers" are defined as: (1) healthcare professionals; (2) first responders; (3) National Guard members; (4) law enforcement; (5) state or federal government employees; (6) airline crewmembers; (7) patients; (8) patients' families; (9) journalists; (10) others providing direct services in response to COVID-19; (11) displaced residents or visitors; (12) persons utilizing hotels as transitional living arrangements; (13) persons sheltering in hotels due to domestic violence; (14) hotel employees, service providers, and contractors; or (15) individuals who, for any reason, are temporarily unable to reside in their home due to exigent circumstances;

gg. Veterinarians and pet boarding facilities;

hh. Mortuaries, funeral homes, crematories, and cemeteries including funeral and cremation services and suppliers of funeral products to funeral service providers, and related services such as body transport or disposal services, and organ donation related service providers and services;

ii. Firearm and ammunition supply stores:

jj. Businesses providing services to any local, state, or federal government, pursuant to a contract or order with such government and provided such services relate directly to a governmental response to the COVID-19 crisis;

kk. Any business that employs five (5) or fewer persons, including management/ownership, where the employees do not come in regular contact with the general public in the regular course of business and the business can conduct its business in a manner that complies with the recommended social distancing and other requirements of previous executive orders, except to the extent inconsistent with any Executive Order or regulation issued by the Governor of Florida, the state, or any federal authority;

ll. Electrical production and distribution services; and

mm. Moving, storage, and relocation services.

nn. Personal grooming services such as hair salons and nail salons who are able to provide personal service with personal protective equipment by individual appointment and fully comply with the CDC and FDOH guidelines.

Section 4. Notwithstanding the foregoing and in addition to any permitted Minimum Basic Operations, all retail and commercial businesses may perform remote work so that a business's employees may interact with each other and/or with customers solely through electronic or telephonic means, and deliver services or products via only electronic means or mailing, shipping, or delivery services. This includes realtors who will not conduct any open houses, but may remain open to the extent that business can be conducted remotely and electronically and as may be done in compliance with CDC and FDOH requirements to close and finalize existing in process transactions.

Section 5. This order does not affect or limit the operations of Palm Beach County, any municipality, the Palm Beach County School District, or any other local government entity in Palm Beach County, or any State or Federal office, or facility.

Section 6. This order does not limit the number of persons who may be physically present and performing services on-site related to the operations of a critical business except as expressly set forth herein, or otherwise governed by any State or Federal order

or regulation. All such persons are required to the full extent practicable to operate in full compliance with all measures advised by the CDC and FDOH including practicing social distancing and limiting group size to less than ten (10) people.

Section 7. This order does not apply to natural gas, water, electric utilities and cable service providers. This includes any truck or shipping company that any of such utility companies have contracted with to deliver their products and services.

This order does not limit religious services at any location, but all persons performing or attending religious services are urged to fully comply with all measures advised by the CDC and FDOH, including limiting gatherings to no more than ten (10) people and practicing social distancing of at least six (6) feet between persons.

Section 8. Applicability.

This Emergency Order shall apply to retail and commercial businesses based upon their regular course of their business as of March 26, 2020; any change to an entity's scope of business after March 26, 2020, shall not modify the characterization of the entity as critical or nonessential.

Section 9. Severability.

Any provision(s) within this Emergency Order that conflict(s) with any state or federal law or constitutional provision, or conflict(s) with or are superseded by a current or subsequently-issued Executive Order of the Governor or the President of the United States, 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 the provisions of this Emergency Order is prohibited on the sovereign land of a federally or state recognized sovereign or Indian tribe, such application is expressly excluded from this Emergency Order.

Section 10. Effective Date; Duration.

This order shall be effective as of 5:00 p.m. on March 26, 2020. This 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.

PALM BEACH COUNTY, FLORIDA

By: Verdenia Baker
VERDENIA BAKER, COUNTY ADMINISTRATOR

LEGAL SUFFICIENCY
By: [Signature]
County Attorney

RECEIVED AND FILED
CLERK AND COMPTROLLER
Shawn R. Bork



**EMERGENCY ORDER NUMBER 2020-002a
REPLACING EMERGENCY ORDER NUMBER 2020-002
PALM BEACH COUNTY COVID-19**

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 Palm Beach County;

WHEREAS, on March 1, 2020, Governor Ron DeSantis, issued Executive Order 20-51 directing the Florida Department of Health to issue a Public Health Emergency; and

WHEREAS, on March 9, 2020, Governor Ron DeSantis issued Executive Order 20-52 declaring a state of emergency for the State of Florida as a result of COVID-19, and

WHEREAS, on March 24, 2020 Governor Ron DeSantis, issued Executive Order 20-83 directing the State Surgeon General and the State Health Officer to issue a public health advisory to advise senior persons, and persons that have a serious underlying medical condition that places them at a high risk of severe illness from COVID-19 to stay at home. Such conditions include, but not limited to, chronic lung disease or moderate to severe asthma; serious heart conditions; immunocompromised status, including those in cancer treatment; and severe obesity; and

WHEREAS, on March 13, 2020, pursuant Section 252.38(3)(a)(5), Florida Statutes, Palm Beach County declared a local State of Emergency due to the Coronavirus pandemic, which has since been extended in accordance with applicable law; and

WHEREAS, there is no vaccine or drug currently available to combat COVID-19 and it is the policy of Palm Beach County to strongly urge people to stay home and stay safe and refrain from leaving their homes unless necessary; and

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 ("FDOH") recommend implementation of community mitigation strategies to increase containment of the virus, including cancellation of large gatherings and social distancing between persons in smaller gatherings;

WHEREAS, limitations on gatherings and the use of social distancing to prevent transmission of COVID-19 are especially important for people who are sixty (60) years old and older, and to people with chronic health conditions because those populations are at a higher risk of severe illness, hospitalization and death from COVID-19. However, it appears that everyone, regardless of age or health condition, is threatened by COVID-19 and could be spreading the COVID-19 virus even if not displaying symptoms; and

WHEREAS, the number of COVID-19 cases continues to rise and the goal of the CDC and FDOH is to slow the spread of the COVID-19 virus by requiring and mandating social distancing requirements and encouraging all seniors age 60 and older, and persons with chronic health conditions to stay at home and by encouraging and recommending that persons of all ages avoid groups of persons and stay at home unless serving critical purposes to the community; and

WHEREAS, the tri-county area of South Florida, comprised of Miami-Dade County, Broward County, and Palm Beach County, is a contiguous community with both commercial and cultural continuities, and both Broward County and Miami-Dade County have seen steady increases in the number of COVID-19 cases resulting in increased concern from public health authorities concerning the importance of maintaining social distancing, keeping the elder population at home, washing hands and practicing good hygiene, following the mitigation strategies advanced by the CDC, and encouraging safer at home policies be followed by the public; and

WHEREAS, the implementation of the Stay Home-Stay Safe: Safer at Home Policy in Palm Beach County Emergency Order 2020-003a is likely to save the lives of County residents, their family members and friends, and others in the community, as well as preserving scarce resources to allow the health community time to prepare further treatment and equipment to slow the spread of the COVID-19 virus; and

WHEREAS, Palm Beach County issued its COVID-19 Order No. 2020-002 on March 25, 2020, effective March 26, 2020 at 5:00p.m., and

WHEREAS, it is necessary to clarify certain provisions of Order No. 2020-002, and to remove hair salons and nail salons from the list of essential businesses; and

WHEREAS, the continuing operation of critical businesses is necessary to provide goods and services to the public, to keep the public healthy, and to ensure availability of supplies; and

WHEREAS, this Emergency Order is necessary to protect the lives, health, welfare, and safety of the County's residents from the devastating impacts of this pandemic,

NOW, THEREFORE, IT IS HEREBY ORDERED pursuant to Palm Beach County Code Chapter 9, Article II, Section 9-35, as well as the authorities 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 Palm Beach County Comprehensive Emergency Management Plan, hereby order as follows:

Section 1. This Emergency Order is supplemental to and in addition to the Palm Beach County Stay Home-Stay Safe: Safer at Home Policy (Emergency Order 2020-3a), Executive Orders issued by Governor DeSantis, including, but not limited to, Executive Orders 20-70, 20-71, 20-72 and 20-83 and any additional Executive Orders that may be issued by Governor DeSantis, or the United States President, that may be applicable to

Palm Beach County. This Emergency Order replaces Emergency Order 2020-002 effective at 12:01 a.m. on March 30, 2020.

Section 2. This Emergency Order applies to incorporated and unincorporated areas within Palm Beach County, but has no application outside of Palm Beach County.

Section 3. All noncritical retail and commercial business locations (meaning all that are not expressly deemed critical as stated in Section 4 below) are ordered closed except to the extent necessary to perform Minimum Basic Operations. "Minimum Basic Operations" means the minimum activities necessary to maintain the value of inventory, preserve plant and equipment condition, engage in on-line shipping of goods without having customers in the business location, ensure security, process payroll and employee benefits, and facilitate employees working remotely, provided such Minimum Basic Operations shall practice, and ensure employees and persons interacting with and within such businesses practice, social distancing and all other measures as advised by the CDC and FDOH.

Section 4. The following retail and commercial businesses are deemed critical and existing retail and commercial business locations of these businesses may remain open, but are responsible for and shall ensure employees and all persons interacting with and within such businesses practice social distancing, and all other measures as advised by the CDC and FDOH and that special care and attention is given to safeguarding all persons aged 60 and over that may come in contact with the business or work in the business; and

a. Except to the extent precluded by the Governor's Executive Order 20-70, 20-71, 20-72, 20-83 or any previous or subsequently issued Executive Order, or order of the President, healthcare providers and public health operations, including but not limited to: hospitals; doctors' and dentists' offices; urgent care centers, clinics, and rehabilitation facilities; physical therapists; mental health professionals; psychiatrists; therapists; research and laboratory services; blood banks, medical cannabis facilities; medical equipment, devices, and other healthcare manufacturers and suppliers; research, testing

and laboratory facilities; reproductive health care providers; eye care centers; home healthcare services providers; substance abuse providers; medical transport services; and pharmacies;

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

c. Businesses engaged in 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, new and used automobile dealerships, and auto-supply, auto-repair, and related facilities;

g. Banks and related financial institutions, including insurance firms and pawn shops;

h. Hardware, gardening, and building material stores;

i. Contractors and other tradesmen, building management and maintenance (including janitorial companies servicing commercial businesses), home security firms, fire and water damage restoration, public adjusters, appliance repair personnel, exterminators, and other service providers who provide services that are necessary to

maintaining the safety, sanitation, and critical operation of residences and other structures;

j. Businesses primarily providing mailing, logistics, pick-up, 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, perform critical research, or perform critical functions, and university, college, or technical college residence halls, but only to the extent needed to accommodate students who cannot return to their homes;

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 the Governor's Executive Orders now existing or subsequently issued, including but not limited to Executive Orders 20-68, 20-70, 20-71, and 20-83. 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 under their control;

n. Businesses that primarily supply office products needed for people to work from home (but not including businesses that primarily sell or lease furniture unless the business is operating on-line service only);

o. Businesses that primarily supply other critical businesses, as stated in this Emergency Order, with the support or supplies necessary to operate, and which do not interact with the general public, including cybersecurity firms (but not including businesses that primarily sell or lease furniture unless the business is providing on-line service only);

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

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

r. Businesses engaged in providing home-based care for seniors, adults, or children;

s. Assisted living facilities, nursing homes, adult day care centers, and home-based and residential settings for adults, seniors, children, and/or people with disabilities or mental illness, providing however, that such business is responsible for and must ensure compliance with all CDC and FDOH guidelines and has implemented education of employees, contractors and visitors as to CDC and FDOH requirements; and

t. Businesses providing professional services, such as legal or accounting services, to the extent those services are provided in accordance to CDC and FDOH guidelines by maintaining social distancing requirements for employees and customers and not allowing congregating of groups of clients or employees;

u. Landscape and pool care businesses, including residential landscape and pool care services, provided however, all employees must be educated on CDC and FDOH guidelines including social distancing and such businesses are responsible for ensuring compliance with such guidelines and in particular, with regard to interactions with customers age 60 or over;

v. Childcare facilities providing services that enable employees exempted in this Emergency Order to work as permitted. To the extent possible, childcare facilities should operate under the following conditions: Childcare must be carried out in stable groups of 10 or fewer (inclusive of childcare providers for the group); children and child care providers shall not change from one group to another; 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. All play equipment used by one group of children must be cleaned and sanitized before use by another group of children. Any child exhibiting symptoms consistent with COVID-19 illness shall not be allowed to stay in the childcare facility;

w. Businesses operating at any airport, seaport, or other government facility, except as provided in the Governor's Executive Order 20-71, which requires all restaurants and food establishments licensed under Chapters 500 and 509 to suspend on-premises food and alcohol consumption, and except as to businesses operating from Palm Beach County facilities as to which separate directives have or will be issued;

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

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

z. Businesses engaged in the provision of propane or natural gas;

aa. Businesses engaged in the provision of office space and administrative support necessary to perform any of the above-listed activities;

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

cc. Businesses providing architectural, engineering, or land surveying services provided that such businesses operate in full compliance with all measures advised by the CDC and FDOH regarding social distancing;

dd. Factories, warehouses, manufacturing facilities, bottling plants, or other industrial distribution and supply chain facilities used for critical products and industries for the U.S. domestic market;

ee. Waste management services, including business engaged primarily in the collection and disposal of waste;

ff. Hotels, motels, other commercial lodging establishments, and temporary vacation rentals, subject to the limitations stated in the Governor's Executive Order 20-70 and Executive Order 20-87. Hotels, motels, and other commercial lodging establishments shall not accept new reservations for persons other than Critical Lodgers. "Critical Lodgers" are defined as: (1) healthcare professionals; (2) first responders; (3) National Guard members; (4) law enforcement; (5) state or federal government employees; (6) airline crewmembers; (7) patients; (8) patients' families; (9) journalists; (10) others providing direct services in response to COVID-19; (11) displaced residents or visitors; (12) persons utilizing hotels as transitional living arrangements; (13) persons sheltering in hotels due to domestic violence; (14) hotel employees, service providers, and contractors; or (15) individuals who, for any reason, are temporarily unable to reside in their home due to exigent circumstances;

gg. Veterinarians, mobile pet groomers and pet boarding facilities;

hh. Mortuaries, funeral homes, crematories, and cemeteries including funeral and cremation services and suppliers of funeral products to funeral service providers, and related services such as body transport or disposal services, and organ donation related service providers and services;

ii. Firearm and ammunition supply stores:

jj. Businesses providing services to any local, state, or federal government, pursuant to a contract or order with such government and provided such services relate directly to a governmental response to the COVID-19 crisis;

kk. Any business that employs five (5) or fewer persons, including management/ownership, where the employees do not come in regular contact with the general public in the regular course of business and the business can conduct its business

in a manner that complies with the recommended social distancing and other requirements of previous executive orders, except to the extent inconsistent with any Executive Order or regulation issued by the Governor of Florida, the state, or any federal authority;

ll. Electrical production and distribution services;

mm. Moving, storage, and relocation services;

nn. Business deemed critical for national security including, but not limited to, defense, intelligence and aerospace development, manufacturing and testing.

Section 5. Notwithstanding the foregoing and in addition to any permitted Minimum Basic Operations, all retail and commercial businesses may perform remote work so that a business's employees may interact with each other and/or with customers solely through electronic or telephonic means, and deliver services or products via only electronic means or mailing, shipping, or delivery services. This includes realtors who will not conduct any open houses, but may remain open to the extent that business can be conducted remotely and electronically and as may be done in compliance with CDC and FDOH requirements to close and finalize existing in process transactions.

Section 6. This order does not affect or limit the operations of Palm Beach County, any municipality, the Palm Beach County School District, or any other local government entity in Palm Beach County, or any State or Federal office or facility.

Section 7. This order does not limit the number of persons who may be physically present and performing services on-site related to the operations of a critical business except as expressly set forth herein, or otherwise governed by any State or Federal order or regulation. All such persons are required to the full extent practicable to operate in full compliance with all measures advised by the CDC and FDOH including practicing social distancing and limiting group size to less than ten (10) people.

Section 8. This order does not apply to restrict operations of natural gas, water, electric utilities and cable service providers. This included, any truck or shipping company that any of such utility companies have contracted with to deliver their products and services.

This order does not limit religious services at any location, but all persons performing or attending religious services are urged to fully comply with all measures advised by the CDC and FDOH, including limiting gatherings to no more than ten (10) people and practicing social distancing of at least six (6) feet between persons.

Section 9. Applicability.

This Emergency Order shall apply to retail and commercial businesses based upon their regular course of their business as of March 30, 2020; any change to an entity's scope of business after March 30, 2020, shall not modify the characterization of the entity as critical or noncritical.

Section 10. Severability.

Any provision(s) within this Emergency Order that conflict(s) with any state or federal law or constitutional provision, or conflict(s) with, or are superseded by, a current or subsequently-issued Executive Order of the Governor or the President of the United States, 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 the provisions of this Emergency Order is prohibited on the sovereign land of a federally or state recognized sovereign or Indian tribe, such application is expressly excluded from this Emergency Order.

Section 11. Effective Date; Duration.


This order shall be effective as of 12:01 a.m.. on March 30, 2020. This 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.

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PALM BEACH COUNTY, FLORIDA

LEGAL SUFFICIENCY

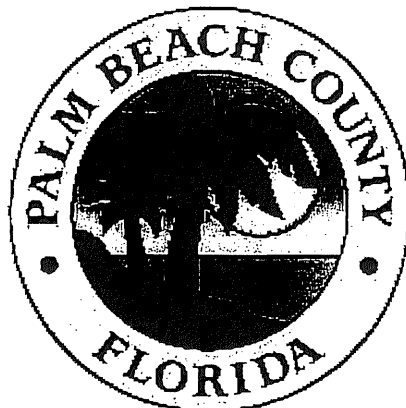
By: 
VERDENIA BAKER, COUNTY ADMINISTRATOR

By: _____
County Attorney

March 29, 2020

RECEIVED AND FILED
CLERK AND COMPTROLLER





DECLARATION OF CONTINUING STATE OF EMERGENCY
PALM BEACH COUNTY, FLORIDA

WHEREAS, on March 13, 2020, Palm Beach County declared a local State of Emergency due to the Coronavirus pandemic which was renewed on March 19, 2020 and expired on March 20, 2020 unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, effective on March 20, 2020, Palm Beach County issued a Declaration of Continuing State of Emergency due to the Coronavirus pandemic which expired on March 27, 2020, unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on March 25, 2020, Palm Beach County extended the State of Emergency effective date of March 27, 2020, by seven days which will expire on April 3, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and


WHEREAS, the local emergency is continuing, and it is necessary to continue the local state of emergency for an additional seven days.

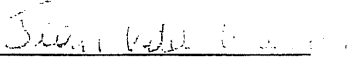
NOW, THEREFORE, BE IT DECLARED that pursuant to Palm Beach County Code Article II, Section 9-35:

1. The foregoing recitals are incorporated herein by reference.
2. The Palm Beach County State of Emergency Declaration is hereby extended by 7 days pursuant to Section 252.38(3)(a)(5), Florida Statutes; and shall continue in full force and effect through April 10, 2020.
3. This Declaration shall expire at the date and time set forth herein unless further extended or terminated by the Board of County Commissioners, the Mayor, Vice Mayor or County Administrator as permitted in the Palm Beach County Code.
4. This Declaration shall be filed with the Clerk of the Court.

PALM BEACH COUNTY


APPROVED AS TO
LEGAL SUFFICIENCY

By: 
Mayor Dave Kerner

By: 
County Attorney

Date: 11/12/11

ATTEST
CLERK & COMPTROLLER

By: 
Deputy Clerk