

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

1. Declaration of Continuing State of Emergency PBC, FL, dated August 20, 2020;
2. EO Number 20, Order No. 2020-020, dated August 21, 2020;
3. Declaration of Continuing State of Emergency PBC, FL, dated August 27, 2020;
4. EO Number 21, Order No. 2020-021, dated August 27, 2020;
5. EO Number 22, Order No. 2020-022, dated August 30, 2020;
6. Declaration of Continuing State of Emergency PBC, FL, dated September 2, 2020
7. EO Number 23, Order No. 2020-023, dated September 3, 2020
8. EO Number 24, Order No. 2020-024, dated September 4, 2020

Date _____

II. FISCAL IMPACT ANALYSIS

A. Five Year Summary of Fiscal Impact

Fiscal Years	2021	2022	2023	2024	2025
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:

II. REVIEW COMMENTS

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

OFMB 10/16/2023
Contract Administration 10/19/2020

B. Legal Sufficiency:
Assistant County Attorney

C. Other Department Review:
Department Director

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

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 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 expired on April 3, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on April 3, 2020, Palm Beach County extended the State of Emergency effective date of April 3, 2020, by seven days which expired on April 10, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on April 10, 2020, Palm Beach County extended the State of Emergency effective date of April 10, 2020, by seven days which expired on April 17, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on April 17, 2020, Palm Beach County extended the State of Emergency effective date of April 17, 2020, by seven days which expired on April 24, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on April 24, 2020, Palm Beach County extended the State of Emergency effective date of April 24, 2020, by seven days which expired on May 1, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 1, 2020, Palm Beach County extended the State of Emergency effective date of May 1, 2020, by seven days which expired on May 8, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 7, 2020, Palm Beach County extended the State of Emergency effective date of May 8, 2020, by seven days which expired on May 15, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 15, 2020, Palm Beach County extended the State of Emergency effective date of May 15, 2020, by seven days which expired on May 22, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 21, 2020, Palm Beach County extended the State of Emergency effective date of May 22, 2020, by seven days which expired on May 29, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 27, 2020, Palm Beach County extended the State of Emergency effective date of May 29, 2020, by seven days which expired on June 5, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 4, 2020, Palm Beach County extended the State of Emergency effective date of June 5, 2020, by seven days which will expired on June 12, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 11, 2020, Palm Beach County extended the State of Emergency effective date of June 12, 2020, by seven days which expired on June 19, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 19, 2020, Palm Beach County extended the State of Emergency effective date of June 19, 2020, by seven days which expired on June 26, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 25, 2020, Palm Beach County extended the State of Emergency effective date of June 26, 2020, by seven days which expired on July 3, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 1, 2020, Palm Beach County extended the State of Emergency effective date of July 3, 2020, by seven days which expired on July 10, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 9, 2020, Palm Beach County extended the State of Emergency effective date of July 10, 2020, by seven days which expired on July 17, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 16, 2020, Palm Beach County extended the State of Emergency effective date of July 17, 2020, by seven days which expired on July 24, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 24, 2020, Palm Beach County extended the State of Emergency effective date of July 24, 2020, by seven days which expired on July 31, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 30, 2020, Palm Beach County extended the State of Emergency effective date of July 31, 2020, by seven days which expired on August 7, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 5, 2020, Palm Beach County extended the State of Emergency effective date of August 7, 2020, by seven days which expired on August 14, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 13, 2020, Palm Beach County extended the State of Emergency effective date of August 14, 2020, by seven days which will expire on August 21, 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.

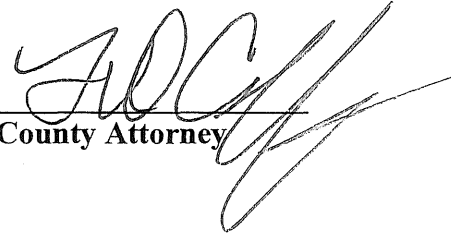
NOW, THEREFORE, BE IT DECLARED that pursuant to Palm Beach County Code Article II, Section 9-35;

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 August 28, 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: 08/20/20

ATTEST
CLERK & COMPTROLLER

By:  Deputy Clerk



**EMERGENCY ORDER NUMBER 20
PALM BEACH COUNTY COVID-19
EXTENSION OF FACIAL COVERINGS DIRECTIVE**

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; 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 to 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 24, 2020, Governor Ron DeSantis also issued Executive Order 20-83 directing the State Surgeon General and the State Health Officer to issue a public health advisory for 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 are 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, Governor Ron DeSantis has issued a number of subsequent Executive Orders in response to the COVID-19 pandemic, including Executive Order 20-112, a Phase 1: Safe Smart Step-by-Step Plan for Florida's Recovery, under which the Governor re-opened certain businesses, and Executive Order 20-120 which, among other things, served to include Palm Beach County under Phase 1, and Executive Order 20-123, in which the Governor extended and brought all Florida counties into Full Phase 1; and

WHEREAS, Palm Beach County remains in Phase 1 in accordance with Executive Order 20-123 and Executive Order 20-139 issued by Governor DeSantis on June 3, 2020. The Phase 1 restrictions allow indoor seating in restaurants at 50% capacity with appropriate partitioning in place between parties. Outdoor seating and take-out service is permitted; however, bar counters remain closed to seating, and eating at bars within restaurants is not allowed. Bars and nightclubs remain closed in Palm Beach County; and

WHEREAS, Palm Beach County experienced a sharp increase in the number of positive cases of COVID-19 in late May, June, and July, including greater numbers of cases in the teen and young adult age categories. Over 33,000 positive cases had been reported by the end of July. Hospital bed utilization, including ICU bed use, also increased during the same time period due to COVID-19; and

WHEREAS, on July 14, 2020, in consideration of the foregoing, the Palm Beach County Board of Commissioners directed the County Administrator to rescind the County's request to Governor Ron DeSantis for Palm Beach County to enter Phase 2: Safe Smart Step-by-Step Plan for Florida's Recovery; and

WHEREAS, in order to respond to these sharp increases in positive COVID-19 cases and to increase public awareness of the safety and sanitation measures required to protect public health, the County Administrator issued Emergency Order 2020-012 on June 24, 2020 mandating for a thirty (30) day period, the wearing of facial coverings in all businesses, establishments, and in public spaces. The order also required retail establishments and restaurants to post signage containing information regarding sanitization, social distancing, and facial covering requirements.

WHEREAS, on July 23, 2020, in Emergency Order 2020-016, the County Administrator extended Emergency Order 2020-012 for an additional thirty (30) days; and

WHEREAS, the Centers for Disease Control and Prevention (CDC) has affirmed that cloth face coverings are a critical tool in the fight against COVID-19, citing increased evidence that cloth face coverings help prevent people who have COVID-19 from spreading the virus to others; and

WHEREAS, the CDC is recommending the use of face coverings and on July 14, 2020, called on all Americans to wear masks to prevent COVID-19 spread; and

WHEREAS, Emergency Order Number 2020-012, **Additional Directive on Wearing of Facial Coverings**, shall expire on August 23, 2020, at 12:01 a.m. unless extended by subsequent order or Board of County Commissioners action; and

WHEREAS, considering the most current data on COVID-19 spread in Palm Beach County, Southeast Florida, and the entire State of Florida, as well as the CDC recommendations on wearing of facial coverings, the County Administrator has determined that it is necessary and appropriate to extend Emergency Order Number 2020-012 for an additional thirty (30) days.

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 Declaration of Emergency issued by Governor DeSantis in Executive Order 20-52, by Chapter 252, Florida Statutes, by the Board of County Commissioners, by the Palm Beach County Comprehensive Emergency Management Plan, and as otherwise provided by law, I hereby order as follows:

1. **Recitals.** The foregoing recitals are hereby incorporated herein by reference.

2. **Extension.** Executive Order 2020-012 is hereby extended until 12:01 a.m. on September 22, 2020.
3. **Conflicts.** Any provision(s) within this 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 Order, with the remainder of the Order remaining intact and in full force and effect. To the extent application of some or all of the provisions of this Order is prohibited on the sovereign land of a federally or state recognized sovereign or Indian tribe, such application is expressly excluded from this Order. The provisions of this Order shall supersede the specific provisions of any previously issued County Emergency Order that is contrary to or in conflict with this Order.
4. **Effective Date.** This Order shall be effective as of 12:01 a.m. on August 23, 2020.

PALM BEACH COUNTY

By: Verdenia A. Baker
County Administrator

8/21/2020
Date

APPROVED AS TO
LEGAL SUFFICIENCY

By: Denise Marie Nieman
County Attorney

ATTEST

CLERK & COMPTROLLER

By: Shawn H. Back



**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 expired on April 3, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on April 3, 2020, Palm Beach County extended the State of Emergency effective date of April 3, 2020, by seven days which expired on April 10, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on April 10, 2020, Palm Beach County extended the State of Emergency effective date of April 10, 2020, by seven days which expired on April 17, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on April 17, 2020, Palm Beach County extended the State of Emergency effective date of April 17, 2020, by seven days which expired on April 24, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on April 24, 2020, Palm Beach County extended the State of Emergency effective date of April 24, 2020, by seven days which expired on May 1, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 1, 2020, Palm Beach County extended the State of Emergency effective date of May 1, 2020, by seven days which expired on May 8, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 7, 2020, Palm Beach County extended the State of Emergency effective date of May 8, 2020, by seven days which expired on May 15, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 15, 2020, Palm Beach County extended the State of Emergency effective date of May 15, 2020, by seven days which expired on May 22, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 21, 2020, Palm Beach County extended the State of Emergency effective date of May 22, 2020, by seven days which expired on May 29, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 27, 2020, Palm Beach County extended the State of Emergency effective date of May 29, 2020, by seven days which expired on June 5, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 4, 2020, Palm Beach County extended the State of Emergency effective date of June 5, 2020, by seven days which will expired on June 12, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 11, 2020, Palm Beach County extended the State of Emergency effective date of June 12, 2020, by seven days which expired on June 19, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 19, 2020, Palm Beach County extended the State of Emergency effective date of June 19, 2020, by seven days which expired on June 26, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 25, 2020, Palm Beach County extended the State of Emergency effective date of June 26, 2020, by seven days which expired on July 3, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 1, 2020, Palm Beach County extended the State of Emergency effective date of July 3, 2020, by seven days which expired on July 10, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 9, 2020, Palm Beach County extended the State of Emergency effective date of July 10, 2020, by seven days which expired on July 17, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 16, 2020, Palm Beach County extended the State of Emergency effective date of July 17, 2020, by seven days which expired on July 24, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 24, 2020, Palm Beach County extended the State of Emergency effective date of July 24, 2020, by seven days which expired on July 31, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 30, 2020, Palm Beach County extended the State of Emergency effective date of July 31, 2020, by seven days which expired on August 7, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 5, 2020, Palm Beach County extended the State of Emergency effective date of August 7, 2020, by seven days which expired on August 14, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 13, 2020, Palm Beach County extended the State of Emergency effective date of August 14, 2020, by seven days which expired on August 21, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 20, 2020, Palm Beach County extended the State of Emergency effective date of August 21, 2020, by seven days which will expire on August 28, 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.

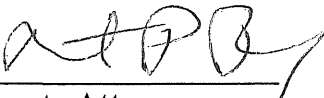
NOW, THEREFORE, BE IT DECLARED that pursuant to Palm Beach County Code Article II, Section 9-35;

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 September 4, 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: 8/27/20

ATTEST
CLERK & COMPTROLLER

By:  Deputy Clerk



**EMERGENCY ORDER NUMBER 21
PALM BEACH COUNTY COVID-19
ADDITIONAL DIRECTIVE ON RECREATIONAL FACILITIES**

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; 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 to 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 24, 2020, Governor Ron DeSantis also issued Executive Order 20-83 directing the State Surgeon General and the State Health Officer to issue a public health advisory for 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 are 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, Governor Ron DeSantis has issued a number of subsequent Executive Orders in response to the COVID-19 pandemic, including Executive Order 20-112, a Phase 1: Safe Smart Step-by-Step Plan for Florida's Recovery, under which the Governor re-opened certain businesses; Executive Order 20-120 which, among other things, served to include Palm Beach County under Phase 1; and Executive Order 20-123, in which the Governor extended and brought all Florida counties into Full Phase 1; and

WHEREAS, the County Administrator pursuant to the authorities cited below has issued various Emergency Orders, including Emergency Order 2020-005, effective April 29, 2020, as amended by Emergency Order 2020-007, effective May 18, 2020, and Emergency Order 2020-011, effective June 11, 2020, providing for the phased restart of boating and marine activities, golf courses, public and private parks, natural areas, tennis courts and community pools; and

WHEREAS, Governor Ron DeSantis in Executive Order 20-131 modified Executive Order 20-123 to allow organized youth activities to operate, including youth sports teams and leagues, youth clubs and programs, child care, summer camps, and youth recreation camps; and

WHEREAS, Palm Beach County experienced a sharp increase in the number of positive cases of COVID-19 in late May, June and July and numerous virus control strategies including but not limited to restrictions on business operations and events, facial covering and social distancing mandates, cleaning and hygiene requirements, testing, and public education were employed to slow the spread of the virus; and

WHEREAS, the County Administrator, in conjunction with the Board of County Commissioners, has now determined that, given the above-mentioned interventions, the necessary plans are in place for the safe reopening of playgrounds and certain other park facilities; and

WHEREAS, the health benefits of exercise and play activities for children and adults are widely recognized by the CDC and all other legitimate health organizations; and

WHEREAS, it is desirable and prudent at this time to further amend Palm Beach County's Emergency Order 2020-005 to allow for the reopening of playgrounds and certain other park facilities.

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 Declaration of Emergency issued by Governor DeSantis in Executive Order 20-52, by Chapter 252, Florida Statutes, by the Board of County Commissioners, by the Palm Beach County Comprehensive Emergency Management Plan, and as otherwise provided by law, I hereby order as follows:

1. The foregoing recitals are hereby incorporated herein by reference.
2. This Order applies in all incorporated and unincorporated areas of Palm Beach County.
3. Emergency Order 2020-005, as amended by Emergency Order 2020-007 and Emergency Order 2020-011, is hereby further amended as follows:
 - a. Attachment 4, Revision 2 contained in Emergency Order 2020-011 and entitled "Public Parks, Private Parks, and Natural Areas Reopening Requirements" is revised to permit the following activities, with all users assuming any and all risks associated with utilizing the activities:
 1. Skate parks and bicycle tracks may be open with supervision as determined by park management;
 2. All park playgrounds, water playgrounds, play and exercise equipment may be open;
 3. Water fountains may be open;
 4. Volleyball courts may be open;

- 5. Campgrounds may begin taking reservations for stays on or after October 1, 2020;
- 6. Supervised sports facilities with lights may be open after sunset; and
- 7. Adult sports activities and leagues are permitted.

All other provisions of Emergency Order 2020-005, as amended by Emergency Order 2020-007, and Emergency Order 2020-011 remain in full effect to the extent not in conflict with the provisions of this Order.

4. The Sheriff of Palm Beach County, other law enforcement agencies including municipal law enforcement agencies, and any other personnel authorized by law, including, but not limited to, the personnel described in Section 9-37 of the Palm Beach County Code of Ordinances, are authorized to enforce this Order in accordance with the provisions of Emergency Order 2020-017, and any subsequent amendments thereto.

5. Any provision(s) within this Amendment 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 Amendment, with the remainder of the Amendment remaining intact and in full force and effect. To the extent application of some or all of the provisions of this Amendment is prohibited on the sovereign land of a federally or state recognized sovereign or Indian tribe, such application is expressly excluded from this Amendment. The provisions of this Amendment shall supersede the specific provisions of any previously issued County Emergency Order that is contrary to or in conflict with this Amendment.

6. This Amendment shall be effective as of 5:00 p.m. on August 27, 2020. This Amendment 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 order.

PALM BEACH COUNTY

By: *J. Baker*
County Administrator
8/27/2020
Date

**APPROVED AS TO
LEGAL SUFFICIENCY**

By: *Denise Marie Nieman*
County Attorney

**ATTEST
CLERK & COMPTROLLER**
By: *Shawn R. Beck*
Clerk



**EMERGENCY ORDER NUMBER 22
PALM BEACH COUNTY COVID-19
TANNING, TATTOOING, AND BODY PIERCING**

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; 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 to 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 24, 2020, Governor Ron DeSantis also issued Executive Order 20-83 directing the State Surgeon General and the State Health Officer to issue a public health advisory for 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 are 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, Governor Ron DeSantis has issued a number of subsequent Executive Orders in response to the COVID-19 pandemic, including Executive Order 20-112, a Phase 1: Safe Smart Step-by-Step Plan for Florida's Recovery, under which the Governor re-opened certain businesses; Executive Order 20-120 which, among other things, served to include Palm Beach County under Phase 1; and Executive Order 20-123, in which the Governor extended and brought all Florida counties into Full Phase 1; and

WHEREAS, the County Administrator pursuant to the authorities cited below has issued various Emergency Orders, including Emergency Order 2020-005, effective April 29, 2020, as amended by Emergency Order 2020-007, effective May 18, 2020, and Emergency Order 2020-011, effective June 11, 2020, providing for the phased restart of boating and marine activities, golf courses, public and private parks, natural areas, tennis courts and community pools; and

WHEREAS, Governor Ron DeSantis in Executive Order 20-131 modified Executive Order 20-123 to allow organized youth activities to operate, including youth sports teams and leagues, youth clubs and programs, child care, summer camps, and youth recreation camps; and

WHEREAS, Palm Beach County experienced a sharp increase in the number of positive cases of COVID-19 in late May, June and July and numerous virus control strategies, including but not limited to, restrictions on business operations and events, facial covering and social distancing mandates, cleaning and hygiene requirements, testing, and public education, were employed to slow the spread of the virus; and

WHEREAS, given the above-mentioned interventions, the necessary plans are in place for the safe reopening of tattooing, body piercing, and tanning establishments, and, as such, Palm Beach County has obtained approval from the Governor's office to reopen said establishments in accordance with the safety guidelines provided by the Florida Department of Health.

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 Declaration of Emergency issued by Governor DeSantis in Executive Order 20-52, by Chapter 252, Florida Statutes, by the Board of County Commissioners, by the Palm Beach County Comprehensive Emergency Management Plan, and as otherwise provided by law, I hereby order as follows:

1. The foregoing recitals are hereby incorporated herein by reference.
2. This Order applies in all incorporated and unincorporated areas of Palm Beach County.
3. As of the effective date of this order, tattooing, body piercing, and tanning establishments may operate with appropriate safety guidelines as outlined by the Florida Department of Health.
4. The Sheriff of Palm Beach County, other law enforcement agencies including municipal law enforcement agencies, and any other personnel authorized by law, including, but not limited to, the personnel described in Section 9-37 of the Palm Beach County Code of Ordinances, are authorized to enforce this order in accordance with the provisions of Emergency Order 2020-017, and any subsequent amendments thereto.
5. Any provision(s) within this 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 order, with the remainder of the order remaining intact and in full force and effect. To the extent application of some or all of the provisions of this order is prohibited on the sovereign land of a federally or state recognized sovereign or Indian tribe, such application is expressly excluded from this order. The provisions of this order shall supersede the specific provisions of any previously issued County Emergency Order that is contrary to or in conflict with this order.

6. This order shall be effective as of 12:01 a.m. on August 31, 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 order.

PALM BEACH COUNTY

By: *Verdenia C. Baker*
County Administrator

8/30/2020
Date

**APPROVED AS TO
LEGAL SUFFICIENCY**

By: *Denise Marie Nieman*
County Attorney

**ATTEST
CLERK & COMPTROLLER**

By: *Sharon H. Back*
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 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 expired on April 3, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on April 3, 2020, Palm Beach County extended the State of Emergency effective date of April 3, 2020, by seven days which expired on April 10, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on April 10, 2020, Palm Beach County extended the State of Emergency effective date of April 10, 2020, by seven days which expired on April 17, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on April 17, 2020, Palm Beach County extended the State of Emergency effective date of April 17, 2020, by seven days which expired on April 24, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on April 24, 2020, Palm Beach County extended the State of Emergency effective date of April 24, 2020, by seven days which expired on May 1, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 1, 2020, Palm Beach County extended the State of Emergency effective date of May 1, 2020, by seven days which expired on May 8, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 7, 2020, Palm Beach County extended the State of Emergency effective date of May 8, 2020, by seven days which expired on May 15, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 15, 2020, Palm Beach County extended the State of Emergency effective date of May 15, 2020, by seven days which expired on May 22, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 21, 2020, Palm Beach County extended the State of Emergency effective date of May 22, 2020, by seven days which expired on May 29, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on May 27, 2020, Palm Beach County extended the State of Emergency effective date of May 29, 2020, by seven days which expired on June 5, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 4, 2020, Palm Beach County extended the State of Emergency effective date of June 5, 2020, by seven days which will expired on June 12, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 11, 2020, Palm Beach County extended the State of Emergency effective date of June 12, 2020, by seven days which expired on June 19, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 19, 2020, Palm Beach County extended the State of Emergency effective date of June 19, 2020, by seven days which expired on June 26, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on June 25, 2020, Palm Beach County extended the State of Emergency effective date of June 26, 2020, by seven days which expired on July 3, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 1, 2020, Palm Beach County extended the State of Emergency effective date of July 3, 2020, by seven days which expired on July 10, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 9, 2020, Palm Beach County extended the State of Emergency effective date of July 10, 2020, by seven days which expired on July 17, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 16, 2020, Palm Beach County extended the State of Emergency effective date of July 17, 2020, by seven days which expired on July 24, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 24, 2020, Palm Beach County extended the State of Emergency effective date of July 24, 2020, by seven days which expired on July 31, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on July 30, 2020, Palm Beach County extended the State of Emergency effective date of July 31, 2020, by seven days which expired on August 7, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 5, 2020, Palm Beach County extended the State of Emergency effective date of August 7, 2020, by seven days which expired on August 14, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 13, 2020, Palm Beach County extended the State of Emergency effective date of August 14, 2020, by seven days which expired on August 21, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 20, 2020, Palm Beach County extended the State of Emergency effective date of August 21, 2020, by seven days which expired on August 28, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

WHEREAS, on August 27, 2020, Palm Beach County extended the State of Emergency effective date of August 28, 2020, by seven days which will expire on September 4, 2020; unless extended in 7 day increments pursuant to Section 252.38(3)(a)(5), Florida Statutes; and

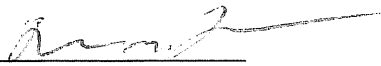
WHEREAS, the local emergency is continuing, and it is necessary to continue the local state of emergency for an additional seven days.

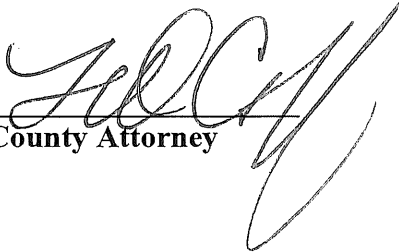
NOW, THEREFORE, BE IT DECLARED that pursuant to Palm Beach County Code Article II, Section 9-35;

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 September 11, 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: 09/02/2020

ATTEST
CLERK & COMPTROLLER

By: 
Deputy Clerk



**EMERGENCY ORDER NUMBER 23
PALM BEACH COUNTY COVID-19
REVISED OPERATING HOUR RESTRICTIONS ON SERVING FOOD AND/OR
ALCOHOL FOR ON PREMISES CONSUMPTION AND OTHER BUSINESS HOURS**

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; 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 to 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 24, 2020, Governor Ron DeSantis also issued Executive Order 20-83 directing the State Surgeon General and the State Health Officer to issue a public health advisory for 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 are 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, Governor Ron DeSantis has issued a number of subsequent Executive Orders in response to the COVID-19 pandemic, including Executive Order 20-112, a Phase 1: Safe Smart Step-by-Step Plan for Florida's Recovery, under which the Governor re-opened certain businesses; Executive Order 20-120 which, among other things, served to include Palm Beach County under Phase 1; and Executive Order 20-123, in which the Governor extended and brought all Florida counties into Full Phase 1; and

WHEREAS, Palm Beach County remains in Phase 1 in accordance with Executive Order 20-123 and Executive Order 20-139 issued by Governor DeSantis on June 3, 2020. The Phase 1 restrictions allow indoor seating in restaurants at 50% capacity with appropriate partitioning in place between parties. Outdoor seating and take-out service is permitted; however, bar counters remain closed to seating, and eating at bars within restaurants is not allowed. Bars and nightclubs remain closed in Palm Beach County; and

WHEREAS, Palm Beach County experienced a sharp increase in the number of positive cases of COVID-19 in late May, June and July and numerous virus control strategies, including but not limited to, restrictions on business operations and events, facial covering and social distancing mandates, cleaning and hygiene requirements, testing, and public education, were employed to slow the spread of the virus; and

WHEREAS, Emergency Order 20-018, issued on August 11, 2020, among other things, prohibited establishments from serving food and/or alcohol for on premises consumption between the hours of 11:00 p.m. and 5:00 a.m. and mandated the closure of amusement parks, kava, kratom, and similar bars and lounges, banquet halls, and ballrooms between those hours; and

WHEREAS, given the above-mentioned interventions, and in consideration of the most current data and indicators related to COVID-19, on September 1, 2020, the Board of County Commissioners determined that it was appropriate to amend Emergency Order 20-018 to reduce by an hour the aforementioned hour restrictions pertaining to serving food and/or alcohol for on premise consumption, modifying the prohibition to be between the hours of 12:00 a.m. and 5:00 a.m.; and

WHEREAS, the County Administrator has also determined that the same adjustment in operating hours is warranted for the operation of amusement parks, kava, kratom, and similar bars and lounges, banquet halls, and ballrooms that have otherwise been authorized to operate; and

WHEREAS, section 6(k) of Emergency Order 20-018 indicated, among other things, that tattooing, body piercing, and tanning establishments remained closed as of the date of that order, however, subsequently, the County issued Emergency Order 20-022 authorizing the reopening of those establishments; and

WHEREAS, the purpose of this Emergency Order is solely to modify the applicable hour restrictions contained in Emergency Order 20-018 and to make the clarification in section 6(k) aforementioned, it is not intended to, nor shall it be construed to, authorize the reopening of any business currently prohibited from operating.

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 Declaration of Emergency issued by Governor DeSantis in Executive Order 20-52, by Chapter 252, Florida Statutes, by the Board of County Commissioners, by the Palm Beach County Comprehensive Emergency Management Plan, and as otherwise provided by law, I hereby order as follows:

1. The foregoing recitals are hereby incorporated herein by reference.
2. This Order applies in all incorporated and unincorporated areas of Palm Beach County.
3. Sections 4 and 5 of Emergency Order 2020-018 are hereby amended to replace all hour references from “between the hours of 11:00 p.m. and 5:00 a.m.” to “between the hours of 12:00 a.m. and 5:00 a.m.”

4. Subsection 6k of Emergency Order 2020-018 is amended to remove the references to tattooing, body piercing, and tanning business establishments, which are no longer closed within Palm Beach County. All other provisions of Section 6k are unchanged.
5. All other provisions of Emergency Order 2020-018 remain in full effect.
6. The Sheriff of Palm Beach County, other law enforcement agencies including municipal law enforcement agencies, and any other personnel authorized by law, including, but not limited to, the personnel described in Section 9-37 of the Palm Beach County Code of Ordinances, are authorized to enforce this order in accordance with the provisions of Emergency Order 2020-017, and any subsequent amendments thereto.
7. Any provision(s) within this 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 order, with the remainder of the order remaining intact and in full force and effect. To the extent application of some or all of the provisions of this order is prohibited on the sovereign land of a federally or state recognized sovereign or Indian tribe, such application is expressly excluded from this order. The provisions of this order shall supersede the specific provisions of any previously issued County Emergency Order that is contrary to or in conflict with this order.
8. This order shall be effective as of 12:01 a.m. on September 4, 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 order.

PALM BEACH COUNTY

By: Veronica C. Baker
County Administrator

9/3/2020
Date

**APPROVED AS TO
LEGAL SUFFICIENCY**

By: Denise Marie Nieman
County Attorney

**ATTEST
CLERK & COMPTROLLER**

By: Shawn R. Back
Clerk

Order No. 2020-024



**EMERGENCY ORDER NUMBER 24
PALM BEACH COUNTY COVID-19
PHASE 2, STEP 1 RE-OPENINGS**

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; 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 to 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 24, 2020, Governor Ron DeSantis also issued Executive Order 20-83 directing the State Surgeon General and the State Health Officer to issue a public health advisory for 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 are 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, Governor Ron DeSantis has issued a number of subsequent Executive Orders in response to the COVID-19 pandemic, including Executive Order 20-112, a Phase 1: Safe Smart Step-by-Step Plan for Florida's Recovery, under which the Governor re-opened certain businesses; Executive Order 20-120 which, among other things, served to include Palm Beach County under Phase 1; and Executive Order 20-123, in which the Governor extended and brought all Florida counties into Full Phase 1; and

WHEREAS, Palm Beach County has been operating under Phase 1 since May 11, 2020 in accordance with Executive Orders 20-120, 20-123, and Order 20-139, issued by Governor DeSantis on June 3, 2020. The Phase 1 restrictions allowed indoor seating in restaurants at 50% capacity with appropriate partitioning in place between parties. Outdoor seating and take-out service was permitted; however, bar counters remained closed to seating, and eating at bars within restaurants was not allowed. Bars and nightclubs and certain other business types remain closed in Palm Beach County; and

WHEREAS, Palm Beach County experienced a sharp increase in the number of positive cases of COVID-19 in late May, June and July and numerous virus control strategies, including but not limited to, restrictions on business operations and events, facial covering and social distancing mandates, cleaning and hygiene requirements, testing, and public education, were employed to slow the spread of the virus; and

WHEREAS, all Phase 1 businesses in Palm Beach County have been permitted to open subject to various executive and emergency orders requiring cleaning and hygiene protocols, facial coverings, social distancing, and restricted operating hours for businesses serving food and alcohol for on premises consumption and certain other businesses; and

WHEREAS, given the above-mentioned interventions, and in consideration of the most current data and indicators related to COVID-19, on September 1, 2020, the Board of County Commissioners determined that it was appropriate to submit a request to Governor Ron DeSantis to move Palm Beach County to Phase 2 in accordance with the *Incremental Phase 2 Re-Opening Plan* recommended by the County Administrator; and

WHEREAS, on September 3, 2020, Governor Ron DeSantis authorized Palm Beach County to move to Phase 2 in accordance with the submitted *Incremental Phase 2 Re-Opening Plan*; and

WHEREAS, the County Administrator has determined that it is necessary and appropriate to issue an emergency order authorizing additional business re-openings in accordance with the direction of Governor DeSantis and Step 1 of the *Incremental Phase 2 Re-Opening Plan*.

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 Declaration of Emergency issued by Governor DeSantis in Executive Order 20-52, by Chapter 252, Florida Statutes, by the Board of County Commissioners, by the Palm Beach County Comprehensive Emergency Management Plan, and as otherwise provided by law, I hereby order as follows:

1. The foregoing recitals are hereby incorporated herein by reference.
2. This Order applies in all incorporated and unincorporated areas of Palm Beach County.
3. **Adherence to CDC Guidelines.** Notwithstanding the reopening of the establishments contained herein, all individuals and all establishments, shall adhere to all applicable guidelines issued by the Centers for Disease Control and Prevention (CDC), including, but not limited to, social distancing guidelines and enhanced cleaning and disinfection guidance for reopenings.
4. **Applicability of Prior Emergency Orders.** Notwithstanding the reopening of the establishments contained herein, all individuals and establishments, shall adhere to all applicable executive orders and Palm Beach County emergency orders, including, but not limited to, Emergency Order 2020-012 entitled "Additional Directive on Wearing

of Facial Coverings,” and Emergency Order 2020-018, as amended by Emergency Order 2020-023, entitled “Revised Operating Hour Restrictions on Serving Food and/or Alcohol for on Premises Consumption and Other Business Hours,” as the same may be amended.

5. **Opening of specific establishments.** As of the effective date of this Emergency Order, the following establishments may re-open in accordance with all applicable CDC Guidelines, applicable prior executive and emergency orders, and the requirements below.
- **Bowling alleys:**
 - Limit to 50% of total lanes operational;
 - 4 players per lane maximum;
 - House bowling balls shall not be shared by players during play and must be thoroughly cleaned in between parties;
 - Parties shall be limited to no more than 10 people; and
 - Parties must be spaced at least 6-feet apart.
 - **Escape rooms:**
 - No combining of parties; only one party at a time;
 - Staggered reservations or start times must be utilized;
 - Maximum 6 persons per room;
 - Each room must be disinfected after each game;
 - All patrons shall be required to wash hands or use hand sanitizer prior to entering rooms.
 - **Movie theaters:**
 - Maximum of 50% total seating capacity;
 - Parties shall be limited to no more than 10 people; and
 - Parties must be spaced at least 6-feet apart.
 - **Playhouses (venues with less than 400 seats):**
 - Maximum of 33% total seating capacity;
 - Parties shall be limited to no more than 10 people; and
 - Parties must be spaced at least 6-feet apart.
 - **Skating centers:**
 - Maximum of 25 skaters per standard rink of approximately 16,000 ft², larger rinks may have a proportionally larger occupancy;
 - Parties shall be limited to no more than 10 people; and
 - Parties must be spaced at least 6-feet apart.
 - **Trampoline centers:**
 - Maximum of 50% total building capacity;
 - Only one (1) person per trampoline, battle beam, tumble mat, ninja pit, or other attraction/piece of equipment;
 - All equipment must be sanitized between patrons;
 - No shared equipment where cleaning between patron contact is not feasible (e.g., dodge ball);
 - Parties shall be limited to no more than 10 people; and
 - Parties must be spaced at least 6-feet apart.

- Other indoor entertainment venues offering, either for participation or observation, recreational opportunities or games of skill in an enclosed building:
 - Examples include, but are not limited to, billiard halls not licensed as bars, indoor soccer, laser tag, axe throwing, and paintball;
 - Maximum 50% total building capacity;
 - No shared equipment or high contact equipment among patrons where cleaning between patrons is not feasible;
 - Parties shall be limited to no more than 10 people; and
 - Parties must be spaced at least 6-feet apart.
 - Restaurants and food establishments including clubhouses, banquet halls, and ballrooms providing seated meal service:
 - Continue indoor service at up to 50% seating capacity;
 - Full capacity outdoor seating is permissible with appropriate physical distancing;
 - Bar top meal service permissible with appropriate physical distancing;
 - Restaurants and food establishments may operate up to 50% of their existing billiard tables (i.e., one table or half of all tables, whichever is greater). Restricted tables shall be clearly prohibited from operation (e.g., signage or covered);
 - Parties shall be limited to no more than 10 people; and
 - Parties must be spaced at least 6-feet apart.
 - The following may operate at full capacity, limiting parties to no more than 10 and ensuring that parties are spaced at least 6-feet apart:
 - In-store retail sales establishments;
 - Museums and libraries;
 - Personal services establishments, including, but not limited to, tanning, tattooing, body piercing, licensed acupuncture and massage establishments, with appropriate guidelines as outlined by the Florida Department of Health;
 - Gyms and fitness centers.
6. **Businesses that Remain Closed.** For clarifying purposes, below is a list of businesses that are closed pursuant to the terms of applicable prior orders and which remain closed. These businesses do not represent the universe of closed businesses, but serve as a clarifying list to ensure compliance with applicable emergency orders. The operation of any closed business, including, but not limited to, those listed below, is in violation of law and punishable in accordance therewith.
- Auditoriums;
 - Bingo Parlors;
 - Comedy Clubs;
 - Concert Houses;
 - Bars;
 - Nightclubs, establishments offering adult entertainment, strip clubs;
 - Hookah, cigar, smoking bars and lounges;
 - Arcades; and
 - Billiard halls licensed as bars.

7. The Sheriff of Palm Beach County, other law enforcement agencies including municipal law enforcement agencies, and any other personnel authorized by law, including, but not limited to, the personnel described in Section 9-37 of the Palm Beach County Code of Ordinances, are authorized to enforce this order in accordance with the provisions of Emergency Order 2020-017, and any subsequent amendments thereto.
8. Any provision(s) within this 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 order, with the remainder of the order remaining intact and in full force and effect. To the extent application of some or all of the provisions of this order is prohibited on the sovereign land of a federally or state recognized sovereign or Indian tribe, such application is expressly excluded from this order. The provisions of this order shall supersede the specific provisions of any previously issued County Emergency Order that is contrary to or in conflict with this order.
9. This order shall be effective as of 12:01 a.m. on September 8, 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 order.

PALM BEACH COUNTY

By: *Vandana C. Baker*
County Administrator
9/4/2020
Date

**APPROVED AS TO
LEGAL SUFFICIENCY**

By: *Denise Marie Nieman*
County Attorney

ATTEST

CLERK & COMPTROLLER

By: *Shawn R. Back*
Clerk