



## **AMENDMENT NO. 2 TO ORDER No. 20-08**

### **LOCAL EMERGENCY MEASURES IMPLEMENTED BY THE CITY MANAGER OF THE CITY OF MIAMI, FLORIDA**

**WHEREAS**, under the provisions of law and Sections 252.31 - 252.60, Florida Statutes, Mayor Francis X. Suarez of the City of Miami declared on March 12, 2020 that a State of Local Emergency exists within the City of Miami, Miami-Dade County, Florida in response to the Novel Coronavirus ("COVID-19"); and

**WHEREAS**, on March 17, 2020, March 24, 2020, March 31, 2020, April 7, 2020, April 14, 2020, April 21, 2020, April 28, 2020, May 5, 2020, May 12, 2020, May 19, 2020, and May 26, 2020, in accordance with the provisions of Section 252.38(3)(a), Florida Statutes, City of Miami Mayor Francis X. Suarez declared extensions to the State of Local Emergency in response to COVID-19 in and for the City of Miami, Florida; and

**WHEREAS**, the effects of COVID-19 continue to require extraordinary and immediate actions by the City of Miami in order to protect the public's health, safety, and welfare; and

**WHEREAS**, Executive Order 20-52, Section (4)(D)(1) provides that each municipality in the State of Florida is authorized to waive the procedures and formalities otherwise required of the political subdivision by law pertaining to the taking of whatever prudent action is necessary to ensure the public's health, safety, and welfare; and

**WHEREAS**, COVID-19 is a natural emergency whose increasing effects are being felt within the City of Miami and that on account thereof, there is reason to believe that it is necessary to take whatever prudent action is necessary to ensure the health, safety, and welfare of the City of Miami; and

**WHEREAS**, parks, beaches, and recreational facilities are potential gathering places for the spread of COVID-19; and

**WHEREAS**, it is necessary and appropriate to take action to ensure that COVID-19 does not continue to spread and that the residents and employees of the City remain safe and secure; and;

**WHEREAS**, the Governor, via Executive Order 20-122 has allowed Miami-Dade County to proceed to Phase 1 of the “Safe, Smart, Step by Step Plan for Florida’s Recovery”, subject to the limitations imposed in Executive Order 20-112 paragraphs two through six; and

**WHEREAS**, in accordance with Section 10 of Miami-Dade County Emergency Order 23-20, the City of Miami can impose more stringent standards within the City of Miami than are set forth in the County Emergency Order 23-20;

**NOW, THEREFORE**, I, Arthur Noriega V, City Manager of the City of Miami, County of Miami-Dade, State of Florida, acting under the authority granted to municipalities by Florida Statutes Sections 252.38, et seq., 501.160, and Executive Order Number 20-52 promulgated by Governor Ron DeSantis on March 9, 2020, the authority granted to me by Section 4(g)(3) of the Charter of the City of Miami, Florida, as amended and by Chapter 8A-5 of the Miami Dade County Code, and in addition to the Local Emergency Measures I have previously ordered, hereby **ORDER** and promulgate the following additional Local Emergency Measures for the City of Miami **effective May 31, 2020 at 11:59 p.m.:**

**1. Section I. 1. of Emergency Measures Order 20-08, as amended, is hereby further amended and restated as follows:**

**I. Closure of Parks, Beaches, Pools and Marinas**

1. All parks, beaches, pools, and recreational facilities ~~shall remain closed~~ in the City of Miami may open pursuant to the following restrictions: ~~This Order shall apply to both publicly owned and privately owned parks, beaches, pools, and recreational facilities. Notwithstanding the foregoing, privately owned basketball courts and tennis courts may open to the extent use of these amenities is limited to singles play only and consistent with the restrictions of City of Miami Emergency Measure Order 20-10. Any competitive organized games or pick-up games on a basketball court shall be~~

~~prohibited. This Order does not apply to parks, beaches, pools, and recreational facilities under the jurisdiction of the State of Florida and the federal government.~~

a. Parks: City of Miami parks listed in City of Miami Emergency Measure Order 20-10, as may be amended, will remain open to the public subject to the restrictions set forth therein.

i. The basketball courts within the City of Miami parks may be used as of the effective date of this Order to the extent use of such courts is limited to singles play only and consistent with the restrictions of City of Miami Emergency Measure Order 20-10, as may be amended and any additional necessary rules and regulations implemented by the City of Miami Parks and Recreation Department. Notwithstanding the foregoing, any competitive organized games or pick-up games on a basketball court shall be prohibited.

ii. Privately owned basketball courts and tennis courts on any type of private property may remain open to the extent use of these amenities is limited to singles play only and consistent with the restrictions of City of Miami Emergency Measure Order 20-10. Any competitive organized games or pick-up games on a basketball court shall be prohibited.

b. Beaches: Beaches in the City of Miami may open on **June 8, 2020**, subject to any future City of Miami Emergency Measures, provided that such beaches comply with the requirements and protocols contained in County Emergency Order 23-20, as amended, including the Handbook and Appendices attached as Exhibit A to County E/O 23-20 ("County E/O 23-20") and any additional restrictions promulgated by the City of Miami.

c. Swimming Pools:

i. Private Pools: Swimming pools on private property in the City of Miami may open on the effective date of this Order provided that such pools comply with the requirements and protocols for Swimming Pools contained in County E/O 23-20, as amended.

ii. City of Miami Pools: The following City of Miami public "year-round pools" *only* may open on **June 8, 2020**:

1. Jose Marti Pool.
2. Shenandoah Pool.
3. Gibson Pool.
4. Miami Rowing Center Pool.
5. The Miller J. and Nancy S. Dawkins Olympic Swimming Pool Complex.

a. The above-referenced City of Miami year-round pools shall comply with the requirements and protocols for Swimming Pools contained in County E/O 23-20, as amended.

b. Visitors to the listed City of Miami year-round pools shall be subject to additional temporary rules and regulations implemented by the City of Miami Parks and Recreation Department and shall submit to temperature and screening questions prior to being granted admission to any City of Miami pool.

c. Persons visiting a City year-round pool shall be limited to use of pool for a maximum of 50 minutes per visit and admission will be subject to the facility's reduced capacity to ensure social distancing guidelines and spacing while in the pool and/or on pool deck.

d. All City of Miami "seasonal pools" shall remain closed until further notice.


d. This Order does not apply to parks, beaches, pools, and recreational facilities under the jurisdiction of the State of Florida and the federal government.

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All prior City of Miami orders shall remain in effect except to the extent modified by this Order.

The above Local Emergency Measures shall take effect on **May 31, 2020 at 11:59 p.m.** All requirements of this Local Emergency Measure, Miami-Dade County Emergency Orders, and

State of Florida Executive Orders in effect shall be strictly adhered to at all times and enforceable pursuant to Florida Statutes and the Code of the City of Miami.

  
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Arthur Noriega V, City Manager  
City of Miami, Florida

Date: May 31, 2020

Time: 11:30 AM