



TOWN OF PEMBROKE PARK

3150 S.W. 52ND AVENUE PEMBROKE PARK, FLORIDA 33023 · BROWARD (954) 966-4600 FAX (954) 966-5186

DECLARATION OF EMERGENCY REGULATIONS

(COVID-19 State of Emergency – April 1, 2020)
SAFER AT HOME ORDER

WHEREAS, Novel Coronavirus Disease 2019 (COVID-19) is a severe acute respiratory illness that can spread among humans through respiratory transmission and other potential methods, and presents symptoms similar to those of influenza;

WHEREAS, in December of 2019, a new and substantial outbreak of COVID-19 emerged in Wuhan, China, and has since spread rapidly to 150 countries and territories throughout the World, including the United States, and more specifically Broward County and 30 other counties in the State of Florida;

WHEREAS, on March 11, 2020, the World Health Organization (WHO) declared COVID-19 a pandemic;

WHEREAS, as of March 18, 2020, there are 214,894 confirmed cases of COVID-19 globally, and 8,732 deaths, with 13,903 new cases and 862 new deaths, and 4 new countries reporting cases of COVID-19, in the preceding 24 hours;

WHEREAS, the Centers for Disease Control and Prevention (CDC) is predicting that it is likely that widespread transmission of COVID-19 will also occur in the United States;

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

WHEREAS, as of March 18, 2020, at least 80 persons in Broward County and 289 persons in the State of Florida have tested positive for COVID-19, with an unknown number of persons awaiting testing or awaiting test results;

WHEREAS, the Town of Pembroke Park is threatened by COVID-19 because of the apparent ability of the virus to spread rapidly among humans, and COVID-19 thereby constitutes a clear and present threat to the health, safety, and welfare of the citizens and visitors of the Town of Pembroke Park;

WHEREAS, the CDC has issued guidelines for "community mitigation strategies" to limit the spread of COVID-19, including recommendations for social distancing, which has proven to be an effective method for containing COVID-19;

WHEREAS, pursuant to Chapter 252, Florida Statutes, the Governor of Florida issued Executive Order 20-52, declaring a State of Emergency due to COVID-19 on March 9, 2020; and

WHEREAS, Section 252.36, Florida Statutes, provides that a gubernatorial emergency declaration activates the emergency management plans of affected Florida municipalities; and

WHEREAS, Section 252.38(2), Florida Statutes, permits a municipality to declare a local State of Emergency when conditions such as those described above are found to exist and there is a danger of loss of life; and

WHEREAS, Section 252.38(2), Florida Statutes, empowers a municipality to exercise extraordinary powers during the existence of a State of Emergency, activate emergency management plans, and take prudent action necessary to ensure the health, safety, and welfare of residents of Pembroke Park.

WHEREAS, Section 870.045, Florida Statutes, grants discretionary emergency measures to close places of public assemblage, prohibit the sale of alcohol and the establishment of curfews.

NOW, THEREFORE,

I, Ashira A. Mohammed, Mayor of Pembroke Park, Florida, do hereby find for the reasons set forth above that a local State of Emergency exists within Pembroke Park, Florida.

Pursuant to pertinent legal authorities, my office is vested with all powers and authority granted to said position during the existence of the State of Emergency proclaimed hereby.

My office shall issue such Emergency Orders as are required to conduct Town business and to protect the health, safety, and welfare of people within Pembroke Park, including, without limitation and to the extent permitted under applicable law or emergency authority, to institute a curfew, order the closure of Town facilities, restrict travel and movement within Pembroke Park, order evacuations, and such other actions deemed necessary for public safety.

All public officials and employees of Pembroke Park are hereby directed to exercise the utmost diligence in the discharge of their duties for the duration of this emergency and in the execution of State and local emergency orders, regulations, and directives.

All people of Pembroke Park are called upon and directed to comply with all necessary emergency measures, to cooperate with public officials and civil emergency/disaster service forces in executing emergency operational plans, and to obey and comply with the lawful direction of all properly identified public officers.

The State of Emergency declared hereby shall continue for a period of 30 days hereafter, up through and including April 30, 2020.

In addition to the Emergency Orders I have previously ordered and promulgated, I hereby ORDER and PROMULGATE the following additional emergency measures, effective April 1, 2020, at 12:01 a.m.(the “Order”):

Section 1. Each resident is hereby order to stay home and within the entirety of their owned or rented property. The order to stay at home does not require residents to confine themselves to the interior of their homes. Residents may make use of all exterior portions of their homes such as patios, porches, yards and driveways. For those with common areas like driveways and lobbies please maintain your 6 foot distance when other people are present. For elevators please use only in cases of emergency, do not share elevators with people who do not reside in your household. We urge you to wash your hands immediately after use and avoid direct touching of buttons whenever possible. Residents may also leave their place of residence and travel to another place in accordance with Section 3, below and shall comply with all requirements of the Executive Orders issued by the Governor of the State of Florida and all Broward County Emergency Orders, and must adhere to all measures advised by the CDC regarding social distancing.

Section 2. Unless a person has a Permissible Use as provided for in Section 3, below, no person shall travel or be on upon any public right way, including but not limited to, streets, canals, lake beds, or sidewalks, within the boundaries of the Town of Pembroke Park.

Section 3. Permissible Use. Notwithstanding Section 1 and 2, all residents and visitors of the Town may lawfully engage in the following activities:

(1) Essential Businesses. Residents and visitors may engage in travel to Essential Businesses and provide minimum basic operations to non-essential businesses as identified in Broward County Emergency Orders 20-01 and 20-02, as further refined in Broward County Emergency Order 20-03; and as may be amended or extended. For clarity, businesses may also continue operations consisting exclusively of employees or contractors performing activities at their own residences (i.e., working from home).

(2) Emergency Assistance. Residents and visitors may engage in travel and similar activities to obtain assistance from law enforcement, fire-rescue, or other emergency Services.

(3) Personal Support Activities. Residents and visitors may travel to and from their homes to care for or support a friend, companion, family member, pet or livestock, support groups, or vulnerable persons.

(4) Work in Support of Essential Businesses. Residents and visitors in the City may continue to perform work for and in support of businesses authorized to be open to the public in accordance with Broward County Emergency Order 20-01, 20-02, and 20-03, and any local government, the State government, or the Federal government.

(5) Outdoor Recreational Activities. In areas not otherwise closed by a separate Emergency or Executive Order, residents may engage in outdoor activity and recreation while staying six (6) feet apart from another person or group of people, and so as long as residents/visitors are in compliance with size of public gatherings as defined in Section 7 below. Individual daily outdoor exercise that complies with CDC social distancing guidelines is permitted. For those utilizing our public parks portable sinks have been placed throughout the park for hand washing only.

(6) Religious Activities. Residents and visitors may travel to and from places of worship. Places of worship must comply with Social Distancing Requirements as defined in Section 4 below, to the greatest extent feasible and the size of public gatherings as defined in Section 7 below. Places of worship are encouraged to livestream their services in lieu of in-person gatherings.

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

(8) Public Transit. Public transit may be used for the above listed activities. People riding on public transit must comply with Social Distancing Requirements as defined in Section 4 below, to the greatest extent feasible.

Section 4. Social Distancing Requirements. A person in a public space shall:

(1) Practice social distancing by staying at least 6 feet away whenever practicable from another person, excluding immediate family members, caretakers or, household members:

(2) Cover all coughs and sneezes with their elbow or tissue;

(3) Not shake hands;

(4) Not enter any public place if the person exhibits any flu or COVID-19 like symptoms and/or has a fever over 99.9 degrees Fahrenheit unless that person is traveling to or from a hospital, doctor's office, urgent care, walk-in clinic, or pharmacy;

(5) If a person is exhibiting flu or COVID-19 like symptoms or has a fever over 99.9 degrees Fahrenheit and is seeking medical treatment, the person shall first contact their medical provider by phone before appearing at the medical provider's office; and

(6) If a person is exhibiting flu or COVID-19 like symptoms or has a fever over 99.9 degrees Fahrenheit and requires a prescription or a refill thereof and the pharmacy has a drive-thru window and/or delivery service, that person shall utilize the drive-thru window and/or delivery service to receive their medication.

Section 5. Essential Businesses Cleaning Protocols. For those businesses deemed to be an Essential Business, as set forth above, these facilities must make every effort to:

(1) Disinfect hourly, at a minimum all check out areas, including but not limited to, conveyor belts, cash registers, and credit card areas.

(2) Disinfect after closing or before opening all areas of the business that customers may touch or come into contact.

(3) Require employees or independent contractors present to wash and/or disinfect their hands at least once per hour.

(4) Clean and disinfect any pen, stylus or screen used to sign receipts after each customer or waive the need to sign a receipt.

(5) Ensure that no more than 10 people, including staff, are gathered in any particular area of the Essential Business.

(6) Ensure that customers at checkout are separated by at least 6 feet.

(7) Disinfect all door handles, bathrooms and elevator buttons used by the general public or employees at least hourly during business hours.

(8) Essential Businesses with waiting rooms must ensure that no person shall be seated within 6 feet of another person and all seats must be disinfected after each use.

(9) Do not allow more than 25% of their approved maximum capacity into any location.

Section 6. Limit on Gatherings. All gatherings of four (4) or more people, who are not immediate family members, shall be prohibited except for those identified in Section 3 above. Social Distancing Requirements must be observed.

Section 7. Homelessness. Individuals experiencing homelessness are strongly urged to obtain shelter, and governmental and other entities are strongly urged to make such shelter available as soon as possible and to the maximum extent practicable (and to utilize Social Distancing Requirements in their operation).
Section 8. Exceptions for Utilities and Government Personnel. Nothing in this Order shall be construed to limit or restrict movement or use of the public rights of way for use by other local governments, the state government, and federal government or Essential employees are categorically exempt from any travel, curfew, or other restrictions relating to COVID-19 that are issued by Broward County or any other local governmental entity to the extent the activities at issue are required in order to comply with the employee's duties as an essential employee of Broward County or any other governmental entity. The following persons are designated as essential employees: first responders; gang and crisis intervention workers; public health workers; emergency management personnel: emergency dispatchers: law enforcement personnel and related contractors; persons working for emergency services providers: and governmental employees performing work in the course and scope of their employment. The Broward County Administrator or designee may designate additional persons and entities as essential employees by written directive without the need for amendment of this Emergency Order.

Section 8. Enforcement. This Order is in addition to, and supplements, the City's Declaration of a State of Emergency, County Emergency Orders, and State of Florida Executive Orders and shall be strictly adhered to at all times. This Order may be enforced by City law enforcement personnel through issuance of Notices to Appear or arrest, pursuant to the provisions of Chapter 252, Florida Statutes, and other applicable state, County and City laws, rules and regulations, or through the issuance of Code Violations and Notices of Violation pursuant to applicable provisions of Florida law, Chapter 162, Florida Statutes, and City Code.

1. Any violation of any rule or regulation issued and set forth herein shall be punishable as provided in Florida Statutes Chapter 870 and or in Chapter 1, Section 1-13(a), Code of Ordinances, Town of Pembroke Park.

Section 9. Effective Date. This Emergency Order is effective as of 12.01 A.M. on APRIL 1, 2020, and shall remain in full force and effect until terminated.

Dated, in the Town of Pembroke Park, Florida, this 1st day of April, 2020.



Attest:

Ashira Mohammed, Mayor
Town of Pembroke Park, Florida

Geoffrey Jacobs Clerk Commissioner