



ORDER No. 20-04

**DECLARATION OF LOCAL EMERGENCY MEASURES
IMPLEMENTED BY THE CITY MANAGER OF
THE CITY OF MIAMI, OF MIAMI-DADE COUNTY, FLORIDA**

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., and 501.160, and Executive Order Number 20-52 promulgated by Governor Ron DeSantis on March 9, 2020, by the authority granted to me by Section 4(g)(3) of the Charter of the City of Miami, Florida, as amended, by Chapter 45 of the Code of the City of Miami, Florida, as amended, and by Chapter 8A-5 of the Miami Dade County Code, and having determined that because COVID-19 is a natural emergency whose effects are or will be significantly 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 do hereby proclaim and declare that a state of local emergency exists within the City of Miami, County of Miami-Dade, State of Florida and the attached and selected emergency measures are necessary and are hereby instituted.

Arthur Noriega V, City Manager
City of Miami, Florida

Date: March 24, 2020

Time: 6:00 p.m.



ORDER No. 20-04

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, in accordance with the provisions of Section 252.38(3)(a), Florida Statutes, Mayor Francis X. Suarez extended the State of Local Emergency for an additional seven (7) day period; 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, on March 9, 2020, Florida Governor Ron DeSantis promulgated Executive Order 20-52 and declared a State of Emergency in Florida in response to COVID-19; 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;

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, by Chapter 45 of the Code 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 March 24, 2020 at 11:59 p.m.:**

I. SHELTER IN PLACE

1. All residents living within the City of Miami are hereby ordered to remain in their residence subject only to the exceptions permitted herein.

2. All non-essential travel, including, without limitation, travel on scooter, motorcycle, automobile, or use of public transit is prohibited subject only to the exceptions permitted in Section III below.

3. All residents may leave their residence and persons may travel into the City of Miami to seek goods and services from essential retail establishments and/or to perform work in support of essential activities specifically permitted in this Local Emergency Measure or any emergency order issued by a local municipality, Miami-Dade County, the State of Florida, or the federal government. Travel by personnel of essential retail and commercial activity shall be permitted, including personnel providing essential services to residents within their homes, such as repair landscaping and pool services, home care, or other essential services as provided in Miami Dade County Emergency Orders, as amended, provided persons engaging in these essential activities shall maintain reasonable social distancing practices at all times.

4. Residents may engage in outdoor recreational activity and/or visit recreational areas not otherwise closed to the public pursuant to existing Emergency Orders issued by Miami-Dade County, as amended by Miami-Dade County, or

subsequent Emergency Measures by the City of Miami, provided that the individuals maintain a distance of at least six (6) feet between each other.

II. CLOSING OF PLACES OF ASSEMBLAGE IN THE CITY

1. As City Manager, I hereby authorize the closure of places of public assemblage with designated exceptions.

2. Assemblage by any person or persons in such closed place is hereby prohibited.

III. CLOSURE OF CERTAIN BUSINESSES AND ESTABLISHMENTS IN THE CITY

1. All alcohol service establishments in the City of Miami that do not serve food shall be closed to the public.

2. All restaurants and retail food facilities in the City of Miami shall be prohibited from serving food for consumption in dining areas on premises, including outdoor seating areas. Restaurants and retail food facilities may continue to operate for the sole purpose of preparing and offering food to customers via delivery, third-party delivery service, carry-out, or drive-thru amenities at any hour. For those establishments offering food carry out options, proprietors are directed to establish safe social distancing practices for those patrons in the queue for pick-up.

3. All movie theaters, live performance venues, bowling alleys, and arcades located in the City of Miami shall be closed to the public.

4. All gyms and fitness centers shall be closed to the public.

5. All casinos, cardrooms, frontons, racetracks, and pari-mutuel facilities shall be closed to the public.

6. Exceptions: Notwithstanding the Shelter in Place order provided herein, all visitors or residents of the City of Miami may leave their residence to seek goods and services from "essential retail and commercial establishments" as defined in Miami-Dade County Emergency Order 07-20, as amended by Miami-Dade County, or subsequent amended Local Emergency Measures for the City of Miami, which are exempt from mandatory

closure. These essential retail and commercial establishments generally include, but are not limited to, grocery stores; convenience stores; food distribution centers; restaurants subject to the limitations provided in this Section and subject to social distance separation of at least six (6) feet between patrons; hospitals, pharmacies, and health care providers; gas stations and auto-repair facilities; banks and financial institutions; hardware stores; businesses that provide postal/shipping services and other office products; laundry service providers; childcare facilities providing services to groups of 10 or fewer and subject to limitations in County Emergency Orders; exempt professional services; home-based care for seniors, adults or children; pet supply stores, veterinarian and pet boarding facilities; and offices in support of essential retail and commercial activities. See Miami-Dade County Emergency Order 07-20 and Amendments thereto.

IV. LIMITATION OF OCCUPANCY LOAD AT CERTAIN PLACES

1. No essential retail businesses or commercial establishments of any kind in the City of Miami shall be permitted to operate and shall immediately cease all business activities and operations, if, at any time, the total occupancy load of any essential business or establishment meets or exceeds fifty percent (50%) of the business' or establishment's authorized total occupancy load. Notwithstanding the foregoing, all businesses or establishments may avoid the prohibition set forth herein if such business or establishment immediately reduces its occupancy load to fifty percent (50%) of the business' or establishment's authorized total occupancy load.

2. Notwithstanding the above, no essential businesses or establishments of any kind with an occupancy load of five-hundred (500) or more shall be permitted to operate, if, at any time, the total occupancy load of any business or establishment meets or exceeds two-hundred fifty (250) persons.

V. NON-ESSENTIAL RETAIL AND COMMERCIAL ESTABLISHMENTS

1. All business and establishments not deemed “essential retail and commercial establishments” as provided in Miami-Dade County Emergency Order 07-20, as amended by Miami-Dade County, are hereby deemed to be non-essential and, therefore, such businesses and establishments within the territorial limits of the City of Miami shall continue to remain CLOSED and may resume operations upon termination of these Local Emergency Measures.

VI. BAN ON UNCONSCIONABLE PRICING (PRICE GOUGING)

1. No person shall during a declared state of local emergency impose unconscionable prices for any essential commodity, including but not limited to goods, supplies, services, provisions, materials, resources, equipment, or any article of commerce and includes, without limitation water, food, ice, chemicals, petroleum products, sanitizers, cleaning products, and lumber necessary for consumption and/or use as a direct result of the emergency.

2. No person shall during a declared state of local emergency impose unconscionable prices for the rental or lease of any dwelling unit or storage facility.

All requirements and directives contained in this Local Emergency Measure, as well as all active Miami-Dade County Emergency Orders and all Executive Orders issued by Florida Governor Ron DeSantis shall be strictly adhered to at all times and enforceable pursuant to the Code of the City of Miami and Section 252.50, Florida Statutes.



Arthur Noriega V, City Manager
City of Miami, Florida

Date: March 24, 2020

Time: 6:00 p.m.



NOTICE OF ORDER No. 20-04

DECLARATION OF LOCAL EMERGENCY MEASURES

Under the provisions of law and §§ 252.31 - 252.60, Florida Statutes, the Mayor of the City of Miami declared on March 12, 2020, that a State of Local Emergency continues to exist and declared an extension to the State of Local Emergency within the City of Miami, Miami-Dade County, Florida for an additional period of seven (7) days and in accordance with the authority granted to municipalities pursuant to Executive Order Number 20-52 promulgated by Governor Ron DeSantis on March 9, 2020, there is reason to believe that there continues to exist a clear and present danger of substantial injury to the health, safety, and welfare of persons or to property, all of which constitute an imminent threat to public peace and order and to the general welfare of this City and, therefore, the *attached* Local Emergency Measures are necessary and are hereby promulgated.

All persons within the City of Miami are advised to become informed as to the contents of the attached Order No. 20-04 Declaration of Local Emergency Measures and to keep informed as to the issuance of further Local Supplementary Emergency Orders. Any violations of Order No. 20-04 Declaration of Local Emergency Measures and previously promulgated Local Emergency Measures will subject persons to arrest and conviction thereof to the penalties as provided by law.


(Signature of person providing news media with copy)

Print Name: Stephanie Severino