

RESOLUTION 2020-02

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF EDGEWOOD, FLORIDA, RECOGNIZING THE EXISTING STATE OF EMERGENCY RELATED TO COVID-19 AND THE STATE'S ACTIONS TO BEGIN THE PROCESS OF REOPENING BUSINESSES, AUTHORIZING THE MAYOR TO ISSUE EXECUTIVE ORDERS IMPLEMENTING TEMPORARY WAIVERS TO CERTAIN REGULATIONS IN ORDER TO PROMOTE LOCAL BUSINESSES AND THE STATE'S "SAFE, SMART, STEP-BY-STEP PLAN FOR FLORIDA'S RECOVERY," AND PROVIDING FOR CONFLICT AND AN EFFECTIVE DATE.

WHEREAS, on March 09, 2020 by Executive Order Number 20-52, Governor Ron DeSantis declared a State of Emergency for every county in the State of Florida due to Coronavirus Disease 2019 COVID-19 Novel; and

WHEREAS, the disease is a severe acute respiratory illness that can spread among humans through respiratory transmission and presents with symptoms similar to those of influenza; and

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

WHEREAS, on March 1, 2020, the State Surgeon General and State Health Officer declared a Public Health Emergency exists in the State of Florida as a result of COVID-19; and

WHEREAS, on March 7, 2020, Governor Ron DeSantis directed the Director of the Division of Emergency Management to activate the State Emergency Operations Center to Level 2 to provide coordination and response to the COVID-19 emergency; and

WHEREAS, on April 3, 2020, Governor Ron DeSantis executed Executive Order 20-91 which restricted non-essential business activities; and

WHEREAS, the City Officials and staff are following the orders and recommendations of the Florida Division of Emergency Management, and our County Emergency Manager, and

WHEREAS, all levels of government have urged the public to adhere to aggressive social distancing, self-isolation, the Safer at Home order of the Governor, and other direction and guidance from public health authorities to "flatten the curve" of this epidemic; and

WHEREAS, due to Floridians' continued observation of social distancing measures, statistical data shows that the curve has indeed been flattened and the State has begun implanting

measures to reopen Florida businesses in a safe, smart, and step-by-step manner; and

WHEREAS, on April 29, 2020, Governor DeSantis executed Executive Order 20-112 which extends the “Safer at Home” requirements but also relaxes some restrictions placed on businesses due to the COVID-19 crisis; and

WHEREAS, Governor DeSantis has expressed his office’s intention to monitor statistical data and implement future Orders based on the continued effectiveness of social distancing measures during the systematic expansion of businesses’ ability to reopen; and

WHEREAS, in order for the City of Edgewood to do its part in the reopening of Florida’s economy, the City Council finds it appropriate to authorize the Mayor to issue temporary waivers to certain local regulations in order for Edgewood businesses to maximize the effectiveness of the Governor’s relaxation of the previously imposed COVID-19 restrictions.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EDGEWOOD, AS FOLLOWS:

SECTION 1. The Mayor is hereby delegated the power and authority to issue temporary waivers of restrictions in the Code of Ordinances that would impose limits on the use of outdoor portions of commercial property for dining or service, including provisions that prohibit the use of parking spaces for such activity, and local provisions that restrict the ability of local businesses to erect temporary shade structures to support such activity.

SECTION 2. Waivers executed by the Mayor pursuant to this Resolution shall be made by Executive Order and shall be subject to ratification by a majority vote of the City Council at the next City Council meeting after execution.

SECTION 3. This Resolution and the authority granted herein shall be effective for a period of ninety (90) days from the date of its approval unless terminated earlier by action of the City Council.

SECTION 4. If the State Emergency declared by State Executive Order Number 20-52 expires or is terminated, this Resolution and the authority granted herein shall terminate immediately.

SECTION 5. This Resolution and the authority granted herein may be extended, expanded, and renewed by subsequent action of the City Council.

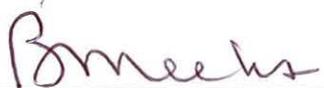
SECTION 6. This proclamation shall become effective immediately upon its execution

SECTION 7. Any provision within this Resolution which conflicts with any State or federal law or constitutional provision or conflicts with or is superseded by any Executive Order of the Governor of the State of Florida or President of the United States shall be deemed inapplicable and

deemed severed from this Resolution with the remainder of the Resolution remaining in full force and effect.

PASSED AND ADOPTED THIS 1<sup>st</sup> DAY OF **MAY, 2020**.

ATTEST:

  
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Bea Meeks, City Clerk

CITY OF EDGEWOOD, FLORIDA  
CITY COUNCIL

  
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Richard Alan Horn, Council President