



## Legislation Details (With Text)

**File #:** 20-298      **Version:** 1      **Name:**  
**Type:** Request      **Status:** Passed  
**File created:** 4/20/2020      **In control:** City Commission  
**On agenda:** 5/5/2020      **Final action:** 5/5/2020  
**Title:** RATIFICATION OF EMERGENCY REGULATIONS RELATED TO COVID-19 ACTIVATED UNDER CHAPTER 95 OF THE DELRAY BEACH CODE OF ORDINANCES  
**Sponsors:** City Attorney Department  
**Indexes:**  
**Code sections:**

**Attachments:** 1. Agenda Cover Report, 2. 3rd Emergency Declaration Extention - COVID-19, 3. 4th Emergency Declaration Extention - COVID-19, 4. 5th Emergency Declaration Extention - COVID-19, 5. 6th Emergency Declaration Extention - COVID-19, 6. 1st Ext. Emergency Declaration COVID-19 (Stay at Home Order), 7. Emergency Declaration COVID-19 (Use of Masks), 8. Resolution No. 79-20 - COVID -19, 9. Resolution No. 81-20 COVID-19

Date	Ver.	Action By	Action	Result
5/5/2020	1	City Commission	approved	Pass

**TO:** Mayor and Commissioners  
**FROM:** Lynn Gelin, City Attorney  
**DATE:** May 5, 2020

RATIFICATION OF EMERGENCY REGULATIONS RELATED TO COVID-19 ACTIVATED UNDER CHAPTER 95 OF THE DELRAY BEACH CODE OF ORDINANCES

### **Recommended Action:**

Motion to Ratify 3<sup>rd</sup>, 4<sup>th</sup> and 5<sup>th</sup> Extensions of State of Emergency, 1<sup>st</sup> Extension of Emergency Declaration dated March 28, 2020, Emergency Declaration dated April 9, 2020, Resolution 79-20.

### **Background:**

Chapter 95 of the Code of Ordinances provides the necessary organization, powers, and authority to enable the use of City resources during a state of emergency. On March 13, 2020, the City Commission of the City of Delray Beach declared a state of emergency due to the spread of the Novel Coronavirus Disease-2019 (COVID-19). Thereafter, due to the continued spread of COVID 19 and its impacts on the City of Delray Beach, City Manager George Gretsas executed the following emergency regulations in order to protect the public health, safety and welfare of the resident of the Delray Beach and the public at large:

- 3<sup>rd</sup>, 4<sup>th</sup>, 5<sup>th</sup> and 6<sup>th</sup> Extensions of Declaration of Emergency dated March 20, 2020 extending the local state of emergency for 7 days;
- 1<sup>st</sup> Extension of Declaration of Emergency dated March 28, 2020 extending the closure of nonessential businesses and establishing a curfew until May 1, 2020;
- Emergency Declaration dated April 9, 2020 requiring facial coverings until May 1, 2020
- Resolution 79-20 extending Resolution 75-20 through May 1, 2020;

- Resolution 81-20 amending 78-20 by adopting PBC emergency declaration 2020-005 to permit the phased opening of certain parks and recreational facilities.

Pursuant to section 95.05(B) of the Delray Beach Code of Ordinances, the City Commission shall confirm any declaration of state of emergency and all emergency regulations activated or rescinded under the provisions of Chapter 95.

**City Attorney Review:**

Approved as to form and legal sufficiency.