



## Legislation Text

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File #: 20-581, Version: 1

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**TO: Mayor and Commissioners**  
**FROM: Lynn Gelin, City Attorney**  
**DATE: August 11, 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 the 16<sup>th</sup>, 17<sup>th</sup>, 18<sup>th</sup>, 19<sup>th</sup> and 20<sup>th</sup> Extensions of the State of Emergency for COVID -19 and Resolution Number 122-20, Resolution Number 126-20; Resolution Number 129-20; Resolution Number 130-20; Resolution Number 139-20 and Resolution Number 140-20.

#### **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, Interim City Manager Jennifer Alvarez executed the following emergency regulations in order to protect the public health, safety and welfare of the residents of the Delray Beach and the public at large:

- 16<sup>th</sup> Extension of the Declaration of Emergency dated 7/02/20 extending the local state of emergency for 7 days;
- 17<sup>th</sup> Extension of the Declaration of Emergency dated 7/09/20 extending the local state of emergency for 7 days;
- 18<sup>th</sup> Extension of the Declaration of Emergency dated 7/16/20 extending the local state of emergency for 7 days;
- 19<sup>th</sup> Extension of the Declaration of Emergency dated 7/23/20 extending the local state of emergency for 7 days;
- 20<sup>th</sup> Extension of the Declaration of Emergency dated 7/30/20 extending the local state of emergency for 7 days;
- Resolution Number 122-20; Temporary closure of beaches;
- Resolution Number 126-20; Restriction on Operating Hours of Restaurants, Food Establishments and other Businesses;
- Resolution Number 129-20; Extending Directives on Wearing of Facial Coverings;
- Resolution Number 130-20; Revised Restrictions on Operating Hours of Restaurants and other Businesses;
- Resolution Number 139-20; Terminating the State of Emergency for Hurricane Isaias;
- Resolution Number 140-20; Repealing 138-20 in its entirety;

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.