

**CITY OF DANIA BEACH
THIRD AMENDMENT TO THE SUPPLEMENTAL
DECLARATION OF STATE OF EMERGENCY
(COVID-19 STATE OF EMERGENCY – April 10, 2020)
FACE MASK ORDER**

WHEREAS, on March 12, 2020 a State of Emergency was declared in the City of Dania Beach by Mayor Lori Lewellen relating to the Novel Coronavirus Disease 2019 (“COVID-19”), and subsequently supplemented on March 17, 2020, March 18, 2020, March 21, 2020, March 22, 2020 and March 27, 2020; and

WHEREAS, since the outbreak of COVID-19 numerous local governments and multiple states have adopted various versions of “shelter in place” and “safer at home” orders. These orders are designed to protect the health and well-being of the community, to create social distancing, and to minimize contact in an effort to limit community spread of COVID-19; and

WHEREAS, as of today, the City of Dania Beach is aware of confirmed cases of COVID-19 within its jurisdictional boundaries. To limit the potential community spread of COVID-19, it is now necessary for the City of Dania Beach to implement restrictions for the general health, safety, and welfare of the community; and

WHEREAS, pursuant to Section 252.38(3) and 252.46, *Florida Statutes*, Florida Governor De Santis’s Executive Order 20-52, Section (4)(0)(1) (dated March 9, 2020), which provides that a municipality in the State of Florida is authorized to waive the procedures and formalities otherwise required of the political subdivisions by law pertaining to the taking of whatever prudent action is necessary to ensure the public’s health, safety, and welfare, and Article 2, Section 1 of the Charter of the City of Dania Beach, the Mayor has the power to issue emergency orders with the force of law. The Mayor has expressly been authorized to issue Emergency Orders; and

WHEREAS, COVID-19 is a respiratory illness caused by a virus that spreads rapidly from person to person and may result in serious illness or death, and constitutes a clear and present threat to the lives, health, welfare, and safety of the people of the City of Dania Beach, Florida; and

WHEREAS, pursuant to the foregoing, and the powers granted to the Mayor pursuant to the Charter, and Section 252.46, *Florida Statutes*, the City has the power to issue emergency orders with the force of law; and

WHEREAS, to protect the health and well-being of the community to create social distancing, to minimize contact and in an effort to limit community spread of COVID-19, the Mayor issued an executive order to shelter at home (Safer at Home), ordering residents to stay at home and within the entirety of their owned or rented property and outlining provisions for the lawful engagement in specific activities outlined in the order; and

WHEREAS, as of the date of this Order COVID-19 continues to be a concern due to the increases in the number of positive cases within the jurisdictional boundaries of the City and to limit its potential community spread, it is now necessary for the City to implement further restrictions for the general health, safety, and welfare of the community; and

WHEREAS, the United States Centers for Disease Control and Prevention (CDC) recommends “wearing cloth face coverings in public settings where other social distancing measures are difficult to maintain (e.g., grocery stores and pharmacies);”

BY ORDER OF THE MAYOR under her emergency powers and authority:

Section 1. Covering of Nose and Mouth.

- A. Except as provided in this Order, all employees and customers of grocery stores, hardware stores, pharmacies and restaurants are **REQUIRED** to wear a form of covering over their noses and mouths at all times while inside the grocery store, hardware store, pharmacy or restaurant facility. All individuals providing delivery services shall wear a form of covering over their noses and mouths while making deliveries.
- B. A covering over the nose and mouth may include a face mask, homemade mask, or other cloth covering, such as a scarf, bandana, handkerchief or other similar cloth covering. PLEASE NOTE: The Center for Disease Control (CDC) guidelines for using and making face masks is attached as Exhibit A to this Order and is a part of it.
- C. In addition to the requirements applicable to grocery stores, hardware stores, pharmacies, and restaurants, employees and customers of all other essential retail and commercial establishments are strongly encouraged to wear a form of covering over the nose and mouth (as described above).
- D. Cloth face coverings should not be placed on young children under age two (2), anyone who has trouble breathing, or is unconscious, incapacitated or otherwise unable to remove the mask without assistance.
- E. All essential retail and commercial establishments are strongly encouraged to implement policies for employees to use other personal protective equipment, such as gloves, subject to the availability of such items.
- F. The requirements of this Order shall not apply to any outdoor activity permitted under any applicable City, County, or State Order, except as provided in this Order with respect to persons providing delivery services.
- G. Nothing in this Order shall operate to restrict any employee or customer from accessing any essential retail or commercial establishment to address any emergency or other exigent circumstance, even if a covering over the nose and mouth is not readily accessible at the time of such emergency or other exigent circumstance.
- H. Medical and surgical face masks, such as “N95” masks or other similar medical or surgical masks, are in short supply and should be reserved for health care personnel and other first responders with the greatest need for such personal protective equipment. Persons are encouraged to review and comply with the CDC and Florida Department of Health guidelines on personal protective equipment, including with respect to the use of a medical or surgical face mask, such as an “N95” mask or other similar medical or surgical mask.

- I. Residents identified in Florida Governor Order 20-91 effective April 3, 2020, must continue to shelter at home, and all persons are encouraged to use the services of home delivery for food, restaurant take out, pharmacy supplies, and essentials. The less interaction the community has with each other the swifter this pandemic can end.

Section 2. Essential Businesses. All essential businesses are encouraged, subject to availability of necessary sanitizing products to:

- A. Provide alcohol-based hand sanitizers for use by customers and employees;
- B. Provide disinfecting wipes at points of entrance, cash registers, and other appropriate locations, for customers to disinfect carts, shopping baskets, or point of sale terminals, or, alternatively, designate staff responsible for disinfecting carts, shopping baskets, point of sale terminals, and other areas as frequently as possible.
- C. Implement procedures for custodial or janitorial staff to sanitize frequent touchpoints throughout the day, including point of sale terminals at registers, conveyor belts, door handles, door plates, shelves, and other appropriate locations.
- D. Implement measures to ensure that both employees and customers remain at least six feet apart at all times. Such procedures shall include, but are not limited to, marking floors at appropriate intervals, or providing other visible systems to allow persons to maintain proper social distancing.

Section 3. CDC Guidance For Retirement Communities And Independent Living Facilities.

Owners, administrators, operators, workers, volunteers, visitors, and residents of retirement communities and independent living facilities (including residential buildings that are age-restricted and contain a majority of residents who are over the age of 55 and are fully or partially retired), shall be urged to implement the CDC Guidance, entitled "Preventing the Spread of COVID-19 in Retirement Communities and Independent Living Facilities (Interim Guidance)," and dated March 20, 2020, as may be amended. See <https://www.cdc.gov/coronavirus/2019-ncov/community/retirement/guidance-retirement-response.html>.

Section 4. Disposal of Used Personal Protective Equipment (face masks and gloves). The improper disposal, including but not limited to illegal dumping or littering, of used personal protective equipment ("PPE") such as face masks and gloves, cloth face coverings and similar equipment can create a biohazard and further the community spread of COVID-19. Therefore, all persons are ordered to dispose of all used personal protective equipment, cloth face coverings and similar used equipment in proper trash receptacles. Failure to properly dispose of used personal protective equipment, including but not limited gloves, facemasks, cloth coverings and similar used equipment, in proper trash receptacles shall be a violation of this Order.

Section 5. Adherence to Executive Orders. All requirements of Emergency Orders from the Mayor, Broward County, and State of Florida shall be strictly adhered to at all times.

Section 6. 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

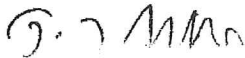
enforcement personnel through issuance of Notices to Appear or arrest, pursuant to the provisions of Chapter 252, Florida Statutes, and other applicable state, County and City laws, rules and regulations, or through the issuance of Code Violations and Notices of Violations pursuant to applicable provisions of Florida law, Chapter 162, Florida Statutes, and City Code. Moreover, this declaration is enforceable through sections 13-1 and 1-8, of the City Code, with a fine of not more than five hundred dollars (\$500.00), or by imprisonment for a period not exceeding sixty (60) days, or by both such fine and imprisonment, per each violation.

Section 7. Effective Date. This Emergency Order is effective as of 12⁰¹ A.M. (P.M. (TIME)) on April 11, 2020 and shall remain in full force and effect until terminated. This Order shall also extend all prior issued orders for seven (7) additional days.


MAYOR LORI LEWELLEN

FILED WITH THE CITY CLERK, THOMAS SCHNEIDER, OF THE CITY OF DANIA BEACH, FLORIDA ON APRIL 10, 2020 AT 2:20 A.M./P.M.

APPROVED AS TO FORM AND CORRECTNESS:



THOMAS J. ANSBRO
CITY ATTORNEY

Use of Cloth Face Coverings to Help Slow the Spread of COVID-19

How to Wear Cloth Face Coverings

Cloth face coverings should—

- fit snugly but comfortably against the side of the face
- be secured with ties or ear loops
- include multiple layers of fabric
- allow for breathing without restriction
- be able to be laundered and machine dried without damage or change to shape

CDC on Homemade Cloth Face Coverings

CDC recommends wearing cloth face coverings in public settings where other social distancing measures are difficult to maintain (e.g., grocery stores and pharmacies), **especially** in areas of significant community-based transmission.

CDC also advises the use of simple cloth face coverings to slow the spread of the virus and help people who may have the virus and do not know it from transmitting it to others. Cloth face coverings fashioned from household items or made at home from common materials at low cost can be used as an additional, voluntary public health measure.

Cloth face coverings should not be placed on young children under age 2, anyone who has trouble breathing, or is unconscious, incapacitated or otherwise unable to remove the cloth face covering without assistance.

The cloth face coverings recommended are not surgical masks or N-95 respirators. Those are critical supplies that must continue to be reserved for healthcare workers and other medical first responders, as recommended by current CDC guidance.

Should cloth face coverings be washed or otherwise cleaned regularly? How regularly?

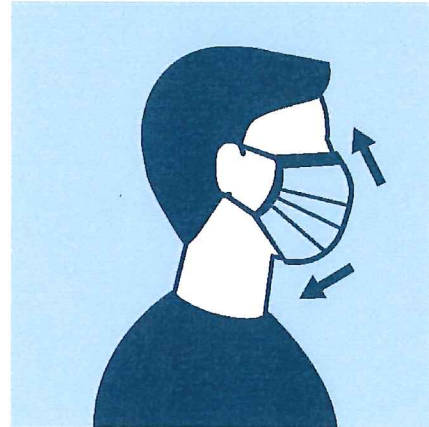
Yes. They should be routinely washed depending on the frequency of use.

How does one safely sterilize/clean a cloth face covering?

A washing machine should suffice in properly washing a cloth face covering.

How does one safely remove a used cloth face covering?

Individuals should be careful not to touch their eyes, nose, and mouth when removing their cloth face covering and wash hands immediately after removing.



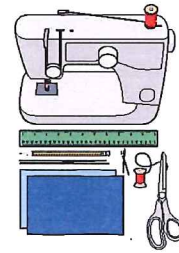
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cdc.gov/coronavirus

Sewn Cloth Face Covering

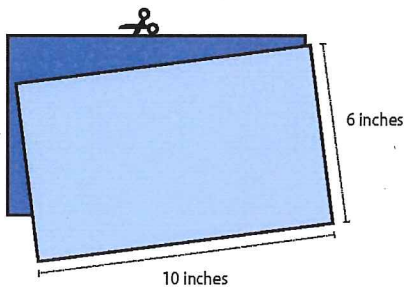
Materials

- Two 10"x6" rectangles of cotton fabric
- Two 6" pieces of elastic (or rubber bands, string, cloth strips, or hair ties)
- Needle and thread (or bobby pin)
- Scissors
- Sewing machine

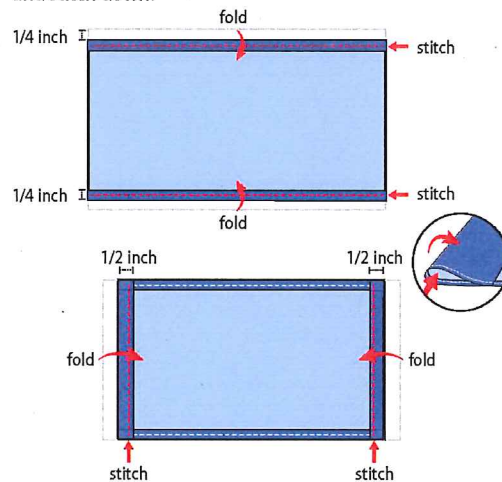


Tutorial

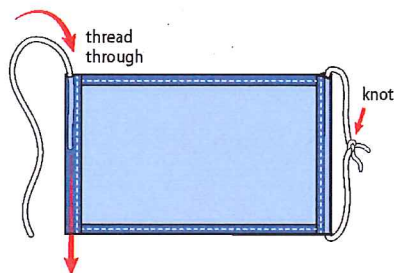
1. Cut out two 10-by-6-inch rectangles of cotton fabric. Use tightly woven cotton, such as quilting fabric or cotton sheets. T-shirt fabric will work in a pinch. Stack the two rectangles; you will sew the cloth face covering as if it was a single piece of fabric.



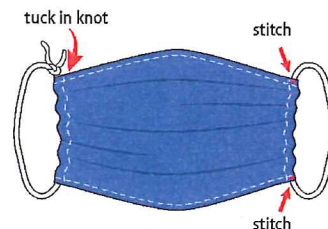
2. Fold over the long sides $\frac{1}{4}$ inch and hem. Then fold the double layer of fabric over $\frac{1}{2}$ inch along the short sides and stitch down.



3. Run a 6-inch length of $\frac{1}{8}$ -inch wide elastic through the wider hem on each side of the cloth face covering. These will be the ear loops. Use a large needle or a bobby pin to thread it through. Tie the ends tight. Don't have elastic? Use hair ties or elastic head bands. If you only have string, you can make the ties longer and tie the cloth face covering behind your head.



4. Gently pull on the elastic so that the knots are tucked inside the hem. Gather the sides of the cloth face covering on the elastic and adjust so the cloth face covering fits your face. Then securely stitch the elastic in place to keep it from slipping.

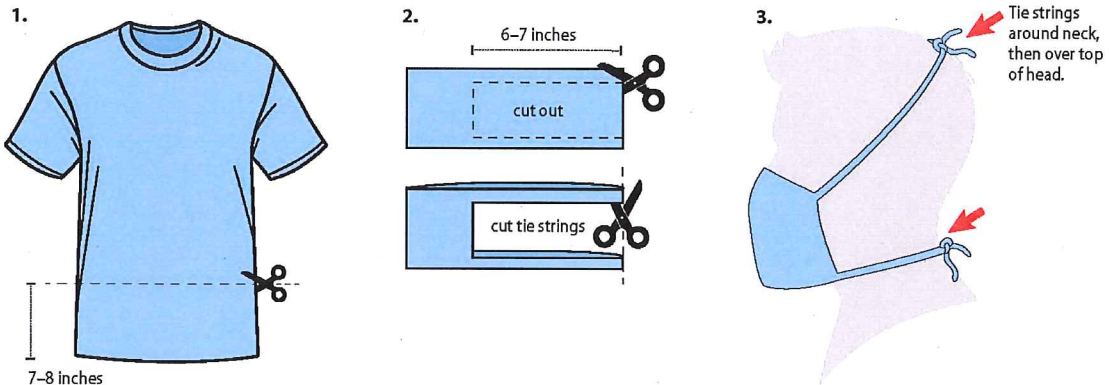


Quick Cut T-shirt Cloth Face Covering (no sew method)

Materials

- T-shirt
- Scissors

Tutorial



Bandana Cloth Face Covering (no sew method)

Materials

- Bandana (or square cotton cloth approximately 20"x20")
- Coffee filter
- Rubber bands (or hair ties)
- Scissors (if you are cutting your own cloth)

Tutorial

