



Rick Cole
City Manager

Office of the City Manager
1685 Main Street
PO Box 2200
Santa Monica, CA 90407-2200

**THIRD SUPPLEMENT TO THE EXECUTIVE ORDER OF THE DIRECTOR OF
EMERGENCY SERVICES DECLARING THE EXISTENCE OF A LOCAL
EMERGENCY**

WHEREAS international, national, state, and local health and governmental authorities are responding to an outbreak of respiratory disease caused by a novel coronavirus named “SARS-CoV-2,” and the disease it causes has been named “coronavirus disease 2019,” abbreviated COVID-19, (“COVID-19”); and

WHEREAS, on March 4, 2020, the Los Angeles County Board of Supervisors and Department of Public Health declared a local emergency and local public health emergency to aid the regional healthcare and governmental community in responding to COVID-19; and

WHEREAS, on March 4, 2020, the Governor of the State of California declared a state of emergency to make additional resources available, formalize emergency actions already underway across multiple state agencies and departments, and help the State prepare for broader spread of COVID-19; and

WHEREAS, on March 13, 2020, the President of the United States of America declared a national emergency and announced that the federal government would make emergency funding available to assist state and local governments in preventing the spread of and addressing the effects of COVID-19; and

WHEREAS, on March 13, 2020, the City Manager, in his role as the Director of Emergency Services, proclaimed the existence of a local emergency pursuant to Chapter 2.16 of the Santa Monica Municipal Code to ensure the availability of mutual aid and an effective the City’s response to the novel coronavirus (“COVID-19”) and this local emergency was restated on March 14, 2020, through a revised declaration of local emergency to ensure compliance with all digital signature requirements; and

WHEREAS the Centers for Disease Control and Prevention, the California Department of Public Health, and the Los Angeles County Department of Public Health have all issued recommendations including but not limited to social distancing, staying home if sick, canceling or postponing large group events, working from home, and other precautions to protect public health and prevent transmission of this communicable virus; and

WHEREAS the recommendations from the California Department of Public Health include that, in order to protect public health and slow the rate of transmission of COVID-19, large gatherings, including outdoor gatherings, that include 250 people or more should be postponed or canceled through at least the end of March unless essential; and

WHEREAS the recommendations from the California Department of Health include that businesses, employers, and event organizers should take steps to ensure that social distancing of six feet per person for non-family members is maintained; and

WHEREAS, on March 15, 2020, the Centers for Disease Control and Prevention announced guidance that events and gatherings, whether planned or spontaneous, that include 50 or more people should be cancelled for a period of eight weeks to prevent the spread of COVID-19 unless they can be carried out with adherence to guidelines for protecting vulnerable populations, hand hygiene, and social distancing; and

WHEREAS, on March 15, 2020, the Mayor of the City of Los Angeles issued a directive effective at 11:59 p.m. on March 15, 2020, that ordered the temporary closure of bars and nightclubs that do not serve food, movie theaters and entertainment venues, bowling alleys and arcades, and gyms and fitness centers; that temporarily prohibited restaurants, bars, and retail food facilities from serving food on-premises; and that strongly urged houses of worship to limit large gatherings on their premises and to observe social distancing practices in their services; and

WHEREAS, the Los Angeles County of Public Health has confirmed 69 cases of COVID-19 in the County and has advised that bold and aggressive measures to prevent the further spread of COVID-19; and

WHEREAS in the interest of public health and safety, as affected by the emergency caused by the spread of COVID-19, it is necessary to exercise my authority pursuant to Section 2.16.060 of the Santa Monica Municipal Code to issue this regulation related to the protection of life and property.

NOW, THEREFORE, I, Rick Cole, the Director of Emergency Services for the City of Santa Monica, do hereby issue the following order to become effective immediately, subject to ratification as soon as practicable by the City Council:

IT IS HEREBY ORDERED THAT:

1. All bars and nightclubs in the City of Santa Monica that do not serve food shall be closed to the public.

2. Any bars or nightclubs in the City of Santa Monica that serve food may remain open only for purposes of continuing to prepare and offer food to customers via delivery service or to be picked up. Dine-in food service is prohibited.

3. All restaurants and retail food facilities in the City of Santa Monica shall be prohibited from serving food for consumption on premises. Restaurants and retail food facilities may continue to operate for purposes of preparing and offering food to customers via delivery service, to be picked up or for drive-thru. For those establishments offering food pick-up options, proprietors are directed to establish social distancing practices for those patrons in the queue for pick-up.

4. The following are exempt from this Order: (i) cafeterias, commissaries, and restaurants located within hospitals, nursing homes, or similar facilities; (ii) grocery stores; (iii) pharmacies; and (iv) food banks.

5. Trucks and other vehicles engaged in the delivery of grocery items to grocery stores, when such items are to be made available for sale to the public, are hereby exempt from having to comply with any City rules and regulations that limit the hours for such deliveries, including, without limitation, Section 9.28.080 of the Santa Monica Municipal Code.

6. All movie theaters, live performance venues, bowling alleys and arcades shall be closed to the public.

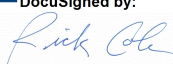
7. All gyms and fitness centers shall be closed to the public.

8. All businesses providing physical health and beauty services, including spas, hair salons, massage parlors, and nail salons, that do not provide medical care or services that supplement medical care as directed by medical professionals shall be closed to the public.

9. This Order shall be in effect beginning on March 16, 2020, at noon and extending through March 31, 2020, at 11:59 p.m. This Order may be extended or superseded during the period of local emergency by a duly enacted Ordinance of the City Council or by a further Order by the Director of Emergency Services.

10. This Order shall be enforceable as set forth in Section 2.16.100 of the Santa Monica Municipal Code.

ADOPTED this 16th day of March 2020.

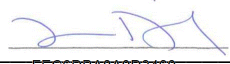
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By: _____
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RICK COLE
City Manager
Director of Emergency Services

ATTEST:

APPROVED AS TO FORM:

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DENISE ANDERSON-WARREN
City Clerk

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LANE DILG
City Attorney