



**Rick Cole**  
*City Manager*

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

**REVISED FOURTH 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, (“Executive 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, on March 14, 2020, the Executive Director of Emergency Services issued a first supplemental emergency order placing a temporary moratorium on evictions for non-payment of rent and temporarily suspending (a) the discontinuation or shut off of water service for residents and businesses in the City for non-payment of water and sewer bills; (b) the imposition of late payment penalties or fees for delinquent water and/or sewer bills; and (c) the imposition of late payment penalties or fees for parking violations; and

WHEREAS, on March 15, 2020, the Executive Director of Emergency Services issued a second supplemental emergency order temporarily closing the Santa Monica Pier to the general public; and

WHEREAS, on March 16, 2020, the Executive Director of Emergency Services issued a third supplemental emergency order that ordered the temporary closure of bars and nightclubs that do not serve food, movie theaters and entertainment venues, bowling alleys and arcades, gyms and fitness centers, and non-medical physical health and beauty businesses; temporarily prohibited restaurants, bars, and retail food facilities from serving food on-premises; and strongly urged houses of worship to limit large gatherings on their premises and to observe social distancing practices in their services; 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 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:

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IT IS HEREBY ORDERED THAT:

1. The following uses shall be permitted in all zoning districts:

(a) A public safety facility, as defined by Section 9.51.030(A)(10) of the Santa Monica Municipal Code, shall be a permitted use in all zoning districts.

(b) A hospital or clinic, as defined by Section 9.51.030(A)(8) of the Santa Monica Municipal Code, shall be a permitted use in all zoning districts.

(c) An emergency shelter, as defined by Section 9.51.020(A)(4) of the Santa Monica Municipal Code, shall be a permitted use in all zoning districts.

Establishment of and development standards for all of the above-listed uses shall be approved by the Director of Emergency Services upon recommendation by the Director of the Department of Planning and Community Development or his designee. No conditional use permit or temporary use permit shall be required for any of the above-listed uses. Development standards, design review, parking and access requirements and sign standards related to any of the above-listed uses may be waived at the discretion of Director of the Department of Planning and Community Development or his designee.

2. Restaurant, Limited Service and Take-Out, as defined by Section 9.51.030(B)(8)(c) of the Santa Monica Municipal Code, and Restaurant, and Eating and Drinking Establishment, with Drive-Through Facility, as defined by Section 9.51.030(B)(8)(d) of the Santa Monica Municipal Code, shall be permitted uses in all zoning districts where Restaurant, Limited Service and Take-Out or Restaurant, Full-Service, as defined by Section 9.51.030(B)(8)(b) of the Santa Monica Municipal Code, is a permitted use.

4. Notwithstanding any provision in Article IX of the Santa Monica Municipal Code, drive-through facilities shall be permitted for clinics, convenience markets, farmers markets, general markets, hospitals, pharmacies, and restaurants.

5. All provisions of laws, ordinances, regulations, resolutions, rules and statues, including but not limited to provisions contained in the Housing Accountability Act, Permit Streamlining Act, California Environmental Quality Act, the Subdivision Map Act, and Article IX of the Santa Monica Municipal Code establishing review deadlines and authorizing automatic approvals are hereby suspended.

6. Interim Zoning Ordinances currently in effect are hereby extended and shall not expire during the term of this Order.

7. Street sweeping shall not be conducted unless essential for public health and safety. Accordingly, parking citations associated with street sweeping are hereby suspended.

8. Preferential parking rules are hereby suspended.

9. Section 3.12.680 of the Santa Monica Municipal Code related to regulation of operation of vehicles over a certain size is hereby suspended. Drivers of oversize vehicles are required to follow the truck route network specified in Section 3.12.680 of the Santa Monica Municipal Code unless and until they need to deviate to reach their destination.

10. All user fees related to Breeze bike share are hereby suspended.

11. The Fourth Supplement to the Executive Order of the Director of Emergency Services Declaring the Existence of a Local Emergency is hereby retracted. This Revised Fourth Supplement to the Executive Order of the Director of Emergency Services Declaring the Existence of a Local Emergency expressly supersedes and replaces that prior Order.

12. This Order shall take effect immediately and shall remain in effect until March 31, 2020, at 11:59 p.m, unless extended or expressly superseded by a duly enacted Ordinance of the City Council or by a further Order by the Director of Emergency Services.


ADOPTED this 17th 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