



Rick Cole
City Manager

Office of the City Manager
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**SECOND REVISED FIRST 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 12, 2020, in response to social distancing guidance issued by the Centers for Disease Control and Prevention, the California Department of Public Health, and the Los Angeles County Department of Public Health, the City of Santa Monica (“the City”) cancelled all social gatherings (events, activities, programs, and gatherings) in City facilities that were scheduled to occur through permit or license between March 12, 2020, and March 31, 2020, absent a persuasive showing by the permittee or licensee that the gathering could take place in accordance with the guidance and directives of public health authorities; and

WHEREAS, on March 12, 2020, in response to social distancing guidance issued by the Centers for Disease Control and Prevention, the California Department of Public Health, and the Los Angeles County Department of Public Health, and to protect the health and safety of the City workforce, the City announced that Santa Monica City Hall would be closed to the public and open only to City employees from March 16, 2020, to March 31, 2020; 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 Los Angeles County Department of Public Health issued a Health Officer Order for the Control of COVID-19 temporarily prohibiting group events of 50 or more people, requiring certain social distancing measures, and ordering the closure of certain businesses; 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, on March 16, 2020, the Governor of California Governor issued Executive Order N-28-20, suspending any and all provisions of state law that would preempt or otherwise restrict a local government's exercise of its police powers to impose substantive limitations on residential and commercial evictions with respect to COVID19-related rent payment issues; and

WHEREAS, on March 17, 2020, the Executive Director of Emergency Services issued a Revised Fourth Supplement to the Executive Order to permit public safety facilities, hospitals, clinics, and emergency shelters in all zoning districts and allow the Director of the Department of Planning and Community Development or designee to waive development standards, design review, parking and access requirements, and sign standards related to such uses; to permit limited service and take-out restaurant uses in any zoning district that allows full-service restaurants; to allow drive-through facilities for clinics, convenience markets, farmers markets, general markets, hospitals, pharmacies, and restaurants; to suspend planning deadlines and automatic approvals; to extend interim zoning ordinances now in effect; to direct that street sweeping not be conducted unless essential for public health and safety and suspend parking citations related thereto; to suspend preferential parking rules; to suspend certain regulations relating to the operation of oversize vehicles; and to suspend Breeze bike share fees; and

WHEREAS, on March 18, 2020, the Executive Director of Emergency Services issued a revised First Supplement to the Executive Order of the Director of Emergency Services implementing eviction protections for residential and commercial tenants and suspending removals of rental property from the market under the Ellis Act; and

WHEREAS, on March 18, 2020, the Executive Director of Emergency Services issued a Revised Fifth Supplement to the Executive Order of the Director of Emergency Services Declaring the Existence of a Local Emergency implementing a rear-door boarding policy for all Big Blue Bus (BBB) customers, with the exception of Americans with Disabilities Act customers traveling in mobility devices; suspending all passenger fares on the BBB; suspending discontinuation or shut-off of water services for residents and businesses based on non-payment of water or sewer bills; suspending late payment penalties for (a) water and/or sewer bills; (b) parking citations; (c) refuse and recycling collection bills; (d) Certified Unified Program Agency (CUPA) charges; (e) Fire Prevention inspection charges; (f) Transient Occupancy Taxes; (g) Utility Users Taxes; and (h) Parking Facility Taxes; suspending parking restrictions and limitations in many City parking lots, parking zones, and parking spaces; and suspending penalty assessments related to business licenses and business improvement district assessments; and

WHEREAS, on March 19, 2020, the City Council ratified the proclamation of local emergency made by the Executive Director of Emergency Services, as well as the Revised First, Second, Third, Revised Fourth, and Revised Fifth Supplements thereto, and resolved that the proclamation and the aforementioned Supplements shall be operative and in effect through April 30, 2020; and

WHEREAS, on March 19, 2020, California Governor Gavin Newsom issued Executive Order N-33-20 directing all residents of the State of California to heed directives issued by the State Health Officer on the same date instructing all Californians to stay home except as needed to maintain continuity of operations of the federal critical infrastructure sectors; and

WHEREAS, on March 19, 2020, the Los Angeles County Department of Public Health issued an enhanced Health Officer Order, the Safer at Home Order for Control of COVID-19, amending and superseding its March 16, 2020, Order, closing all nonessential businesses, and limiting gatherings to 9 people or less; and

WHEREAS, on March 20, 2020, the Executive Director of Emergency Services issued a Sixth Supplement to the Executive Order of the Director of Emergency Services Declaring the Existence of a Local Emergency suspending labor negotiations through April 30, 2020, so that the City may assess the financial impacts of COVID-19 prior to engaging in collective bargaining, and suspending various human resources processes in order to decrease in-person meetings and enable effective emergency response, including suspending requirements associated with the administration of competitive examinations and the appointment of individuals from eligibility lists; suspending certain requirements and minimum qualifications associated with the appointment of temporary, limited-term, and as-needed employees; and modifying the Municipal Code to state that certain additional appointments will be subject to a probationary period; and

WHEREAS, on March 21, 2020, the Executive Director of Emergency Services issued a Seventh Supplement to the Executive Order of the Director of Emergency Services Declaring the Existence of a Local Emergency aligning the Santa Monica Municipal Code with a California Department of Alcoholic Beverage Control (“ABC”) “Notice of Regulatory Relief” permitting restaurants and retailers holding valid ABC licenses to sell alcoholic beverages for off-site consumption via delivery and take-out; and

WHEREAS, on March 21, 2020, the Los Angeles County Department of Public Health issued an enhanced Health Officer Order, the Safer at Home Order for Control of COVID-19, amending and superseding its March 16, 2020, and March 19, 2020 Orders, closing all nonessential businesses and prohibiting gatherings of non-household members; and

WHEREAS, on March 22, 2020, the Executive Director of Emergency Services issued an Eighth Supplement to the Executive Order of the Director of Emergency Services Declaring the Existence of a Local Emergency adopting as rules and regulations of the City of Santa Monica the Executive Order N-33-20, issued by the Governor of the State of California on March 19, 2020 (the “Governor’s Stay at Home Order”) and the Safer at Home Order for Control of COVID-19, issued by the Los Angeles County Department of Public Health on March 21, 2020 (the “County Department of Public Health’s Safer at Home Order”), the stricter of which shall apply if there is any conflict between the Governor’s Stay at Home Order and the County Department of Public Health’s Safer at Home Order; and authorizing the City to issue administrative citations to enforce this and the previously issued supplements to its emergency declaration; and

WHEREAS, on March 27, 2020, the Governor of California Governor issued Executive Order N-37-20, building on Executive Order N-28-20 by extending the time for a tenant to respond to a summons and prohibiting the enforcement of a writ for tenants unable to pay due to reasons related to COVID-19; and

WHEREAS, on March 27, 2020, the Executive Director of Emergency Services issued a Ninth Supplement to the Executive Order of the Director of Emergency Services Declaring the Existence of a Local Emergency closing certain City facilities, waiving late payment fees for City leases and licenses during the effective period of the order, suspending rent payments for City tenants on the Santa Monica Pier for the month of April, suspending outdoor dining licenses and outdoor dining license payments for City licensees for the month of April, granting the Director of the Department of Housing and Community Development discretion to suspend additional rent or license payments for the month of April for City tenants and licensees whose operations have been closed pursuant to emergency orders issued by the City, the County of Los Angeles Department of Public Health, or the Governor of California, authorizing the City to delay responses and productions of records in response to public record requests under specified circumstances, and extending by one month Santa Monica Fire Department annual permits of operation set to expire on May 1, 2020; and

WHEREAS, on April 1, 2020, the Executive Director of Emergency Services issued a Tenth Supplement to the Executive Order of the Director of Emergency Services Declaring the Existence of a Local Emergency imposing requirements specific to construction sites and projects to ensure their compliance with the social distancing and hygiene directives imposed by the County Department of Public Health’s Safer at Home Order; and

WHEREAS, on April 6, 2020, the Judicial Council adopted an emergency court rule that effectively delays all evictions, other than those necessary to protect public health and safety, for the duration of the COVID-19 emergency; the rule is applicable to all courts and to all eviction cases, whether they are based on a tenant’s missed rent payment or another reason; among other things, the rule temporarily prohibits a court from issuing a summons after a landlord files an eviction case, unless necessary to protect public health and safety; as a result, even if a landlord

files an eviction case, he or she will not have a summons to serve on the tenant until 90 days after the emergency passes; and

WHEREAS, on April 6, 2020, the City Council ratified the proclamation of local emergency made by the Executive Director of Emergency Services, as well as the Revised First, Second, Third, Revised Fourth, Revised Fifth, Sixth, Seventh, Eighth, Ninth, and Tenth Supplements thereto, and resolved that the proclamation and the aforementioned Supplements shall be operative and in effect through April 30, 2020; and

WHEREAS, as of April 7, 2020, the Los Angeles County of Public Health has confirmed 6,910 cases of COVID-19 in Los Angeles County and has advised that bold and aggressive measures are required to be put in place to prevent the further spread of COVID-19; and

WHEREAS, as a result of the public health emergency and the precautions recommended by health authorities, many residential and commercial tenants in Santa Monica have experienced or expect soon to experience sudden and unexpected income loss; and

WHEREAS, the Governor of the State of California has stated that individuals exposed to COVID-19 may be temporarily unable to report to work due to illness caused by COVID-19 or quarantines related to COVID-19 and individuals directly affected by COVID-19 may experience potential loss of income, health care and medical coverage, and ability to pay for housing and basic needs, thereby placing increased demands on already strained regional and local health and safety resources, including shelters and food banks; and

WHEREAS, further economic impacts are anticipated, leaving residential and commercial tenants vulnerable to eviction; and

WHEREAS, during this local emergency, and in the interest of protecting the public health and preventing transmission of COVID-19, it is essential to avoid unnecessary housing displacement, to protect the City's affordable housing stock, to prevent housed individuals from falling into homelessness, and to prevent loss of local businesses; and

WHEREAS, this local emergency includes an economic crisis that could only worsen the existing housing crisis in the City and in Los Angeles County; and

WHEREAS, the City cannot mitigate in the emergency environment the instability and disruption of residential housing that might occur when multi-family buildings are removed from the rental market under the Ellis Act; and

WHEREAS Ellis Act removals and other no-fault evictions would displace residents from their homes during imposition of COVID-19 related social distancing, quarantine, and home isolation orders that make searching for new housing infeasible and potentially dangerous to one's health and safety; 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. For purposes of this Order, the following terms shall be defined as follows:

a. “Endeavor to evict” includes, but is not limited to: serving a Notice to Pay or Quit, a Notice to Perform Covenant or Quit, a Notice of Termination, or any other eviction notice; filing or pursuing an unlawful detainer action based on such notices; or seeking to terminate a tenancy or evict a tenant through other means.

b. For a residential tenant, “financial impacts related to COVID-19” include, but are not limited to, lost household income as a result of any of the following: (1) being sick with COVID-19, or caring for someone who is sick with COVID-19; (2) layoff, loss of hours, or other income reduction resulting from reduction of hours or closures or any other economic impacts of COVID-19; (3) compliance with a recommendation from a government health authority to stay home, self-quarantine, or avoid congregating with others during the state of emergency; (4) extraordinary out-of-pocket medical expenses; or (5) child care needs arising from school closures or other circumstances related to COVID-19.

c. For a commercial tenant, “financial impacts related to COVID-19” include, but are not limited to, lost business income as a result of any of the following: (1) the commercial tenant or its employees being sick with COVID-19, or caring for someone who is sick with COVID-19; (2) reduction in or closure of hours of operation, increase in costs and labor, delays or interruptions, or any other economic impacts of COVID-19; (3) compliance with a recommendation from a government health authority to stay home, self-quarantine, or avoid congregating with others during the state of emergency.

2. A temporary moratorium on eviction for nonpayment of rent by residential and commercial tenants impacted by the COVID-19 crisis is imposed as follows:

a. No landlord shall endeavor to evict a residential or commercial tenant for nonpayment of rent due to financial impacts related to COVID-19. If a tenant is unable to pay rent due to financial impacts related to COVID-19, the tenant shall notify the landlord and provide documentation to support this claim within 30 days after rent is due. The tenant must provide this notification and documentation in writing, which may be email, text, letter, or any other form of written communication. Documentation showing: (i) any loss of income or increase in expenses, and (ii) a statement from the tenant that the loss of income or increase in expenses is due to financial impacts related to COVID-19, shall create a rebuttable presumption that a tenant is unable to pay rent due to financial impacts related to COVID-19.

b. If a landlord knows that a tenant cannot pay rent due to financial impacts related to COVID-19, and the landlord nonetheless endeavors to evict the tenant, then the landlord will be deemed to have taken action to terminate a tenancy based upon a legal theory that is untenable under the facts known to the landlord. If a landlord does so in bad faith, the landlord will be deemed to have violated the City’s Tenant Harassment Ordinance, as set forth in Section 4.56.020 of the Santa Monica Municipal Code. A landlord knows that a tenant cannot pay rent due to financial impacts related to COVID-19 once the tenant has provided the

landlord with documentation to support this claim in writing, which may be email, text, letter, or any other form of written communication.

c. A landlord may not charge or collect a late fee, penalty, or interest for rent that is delayed for reasons stated in this Order.

d. Tenants will have up to six months following the expiration of this Order to pay any rent that was unpaid due to financial impacts related to COVID-19 while this Order was in effect. A landlord may not endeavor to evict a tenant for failure to pay such rent until six months after the expiration of this Order.

e. A landlord may not seek rent that is delayed for reasons stated in this Order through the eviction process if the landlord has already obtained compensation for the rent through federal or state government relief funds or other programs that provide such compensation.

3. A temporary moratorium on eviction for no-fault evictions of residential tenants is imposed as follows:

a. No landlord shall endeavor to evict a residential tenant in a no-fault eviction.

b. No landlord shall remove any residential rental unit from the rental market pursuant to the Ellis Act, California Government Code Section 7060, *et seq.* For any rental unit that has already been removed from the rental market pursuant to the Ellis Act, the period of time before such a tenancy is terminated after notice shall not begin until sixty days after the expiration of this Order.

4. No landlord shall endeavor to evict a residential tenant based on the presence of unauthorized occupants or their pets, or based on nuisance, unless the nuisance substantially endangers or impairs the health or safety of a tenant or other persons in the vicinity of the premises, or causes or threatens to cause substantial damage to the premises, and the reason is stated in the notice as the grounds for the eviction.

5. A temporary moratorium on evictions for a residential tenant's denial of entry by the landlord is imposed as follows:

a. A landlord shall not endeavor to evict a tenant on the ground that the tenant denied entry by the landlord, unless the tenant unreasonably denied entry for the landlord to remedy a condition that substantially endangers or impairs the health or safety of a tenant or other persons in the vicinity of the premises, or that is causing or threatening to cause substantial damage to the premises.

b. If a landlord seeks to remedy such a condition, the landlord shall not permit entry by any person who is, or who the landlord has good cause to believe is, a carrier of the COVID-19 virus. The landlord must ensure that appropriate social distancing, cleaning, and sanitation measures are taken to protect from risk of transmitting the COVID-19 virus during the entry. Such measures must account for: the tenant's report that the tenant or a member of the tenant's household has or believes in good faith to have been recently been exposed to the COVID-19 virus; or the tenant's report that the tenant or a member of the tenant's household is at a higher risk for more serious complications from the COVID-19 virus.

c. A landlord who enters the premises shall promptly leave the premises if the tenant revokes permission to enter because of the landlord's failure to observe appropriate social distancing, cleaning, and sanitization measures.

d. For purposes of this section, "landlord" includes, but is not limited to, any person authorized by the owner to enter the premises, such as maintenance personnel, a prospective buyer, or a prospective tenant.

6. A landlord must provide tenants with the following notices:

a. A landlord must post, in accordance with the procedures set forth below, a notice that states: "You might be protected from eviction under certain circumstances, including failure to pay rent due to financial impacts related to COVID-19. In addition, you may be protected from eviction for no-fault evictions, evictions for denying entry to your landlord under certain circumstances, and evictions for unauthorized occupants or their pets, and some types of nuisance. For additional information, contact the City of Santa Monica's Coronavirus Hotline at (310) 458-8400 or visit santamonica.gov/coronavirus." This notice must be provided to tenants in writing by mail or email, or by posting in a conspicuous location in the lobby of the property, near a mailbox used by residents of the property, or in or near a public entrance to the property. The notice must be written in the language that the landlord normally uses for verbal communications with the tenant.

b. A landlord must include an additional copy of the same notice with any Notice to Pay Rent or Quit, Notice to Perform Convent or Quit, Notice to Terminate, and any other notice given as part of an eviction process, in bold underlined 12-point or larger font. A landlord's failure to comply with this section will make any Notice to Pay Rent or Quit, or any other eviction notice, void and unenforceable.

c. A landlord must provide an additional copy of the same notice, in bold underlined 12-point or larger font, to a tenant in the event that the landlord files an unlawful detainer action. In addition, if a landlord files an unlawful detainer action during the period in which the Judicial Council Emergency Rules prohibit courts from issuing a summons in an unlawful detainer action, the landlord must serve the tenant with a copy of the complaint within 3 days of filing the complaint.

d. Section 6 of this Order is effective beginning April 24, 2020.

7. Any medical or financial information that a tenant provides to a landlord to seek protections provided by this Order shall be held in confidence and only used as documentation for processing the tenant's claim under this Order.

8. This Order grants the following affirmative defenses:

a. This Order grants an affirmative defense that may be raised at any time in an unlawful detainer action in the event that the action is commenced in violation of this Order.

b. In addition, this Order grants an affirmative defense that may be raised at any time in an unlawful detainer action in the event that the action is commenced based on nonpayment of rent after the tenant provided the landlord with documentation that the tenant was unable to pay part or all of rent due to the financial impacts of the COVID-19 crisis.

c. In addition, this Order grants an affirmative defense that may be raised at any time in an unlawful detainer action in the event that the action is commenced based on a no-fault eviction, or the landlord removed the residential unit from the rental market pursuant to the Ellis Act, California Government Code Section 7060, *et seq.* during the term of this Order, or the residential rental unit was previously removed from the rental market pursuant to the Ellis Act and the period of time before such a tenancy is terminated after notice began less than sixty days after the expiration of this Order, as described above in this Order.

d. In addition, this Order grants an affirmative defense that may be raised at any time in an unlawful detainer action in the event that the action is commenced based on a residential tenant's denial of entry by the landlord, as described above in this Order.

e. In addition, this Order grants an affirmative defense that may be raised at any time in an unlawful detainer action in the event that the action is commenced based on the presence of unauthorized occupants or their pets, or nuisance, as described above in this Order.

f. In addition, this Order grants an affirmative defense that may be raised at any time in an unlawful detainer action in the event that the action is commenced when the landlord failed to post the required notice language, or include the required notice language in an eviction notice, or provide the required notice language after filing a complaint in an unlawful detainer action, or serve a copy of the complaint after filing a complaint in an unlawful detainer action, as described above in this Order.

g. Except for Section 8(f) of this Order, the affirmative defenses granted in this Order shall apply to all endeavors to evict taken on or after March 14, 2020. An affirmative defense under Section 8(f) of this Order shall apply for actions taken on or after April 24, 2020.

9. A tenant injured by a landlord's violation of any provision of this article has a private right of action against the landlord for violation of California Business and Professions Code Section 17200, *et seq.*, and shall be entitled to attorney's fees and exemplary damages according to proof.

10. A landlord who knows of facts that provide a tenant with an affirmative defense to eviction under this Order, and who nonetheless in bad faith endeavors to evict a tenant, will be deemed in violation of the City's Tenant Harassment Ordinance, as set forth in Section 4.56.020 of the Santa Monica Municipal Code. The maximum civil penalty for any violation of the Tenant Harassment Ordinance occurring while this Order is in effect is increased from \$10,000 to \$15,000.

11. This Order shall be enforceable by the Santa Monica Police Department and any City Officer or employee granted authority to issue written notices to appear pursuant to Santa Monica Municipal Code Section 3.36.090 as a misdemeanor pursuant to Government Code Section 8665 and Santa Monica Municipal Code Section 2.16.100, or through the issuance of administrative citations in accordance with Chapter 1.09 of the Santa Monica Municipal Code. Pursuant to Section 1.09.040 of the Santa Monica Municipal Code, the amount of the fine for each violation of any provision of this Order shall be up to a maximum of \$1,000. Pursuant to Santa Monica Municipal Code Section 1.09.040(c), a later payment charge of 10% of the applicable fine shall be imposed for the payment of an administrative fine imposed pursuant to this Order after its due date.

12. The First Revised First Supplement to the Executive Order of the Director of Emergency Services Declaring the Existence of a Local Emergency (the "First Revised First Supplement") is hereby retracted. This Second Revised First Supplement to the Executive Order of the Director of Emergency Services Declaring the Existence of a Local Emergency expressly supersedes and replaces the First Revised First Supplement. However: (a) Section 1 of the First Supplement to the Executive Order of the Director of Emergency Services Declaring the Existence of a Local Emergency (the "First Supplement") may continue to be enforced with respect to actions taken between March 14, 2020 and March 17, 2020; and (b) Sections 1 and 2 of the First Revised First Supplement may continue to be enforced with respect to actions taken between March 18, 2020 and the effective date of this Order.

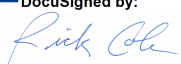
13. This Order shall remain in effect until May 31, 2020, unless extended or expressly superseded by a duly enacted Resolution or Ordinance of the City Council or by a further Order by the Director of Emergency Services.

14. If any section, subsection, sentence, clause, or phrase of this Order is for any reason held to be invalid or unconstitutional by a decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Order. The City Manager hereby declares that he would have issued this Executive Order, and any Supplement or Revised Supplement to this Executive Order, and each and every section, subsection, sentence, clause, or phrase not declared invalid or unconstitutional without regard to whether any portion of the ordinance would be subsequently declared invalid or unconstitutional.

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ADOPTED this 8th day of April 2020.

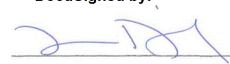
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By: _____
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RICK COLE
City Manager
Director of Emergency Services

ATTEST:

APPROVED AS TO FORM:

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DENISE ANDERSON-WARREN
City Clerk

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LANE DILG
City Attorney