

CITY OF SANIBEL

PROCLAMATION NO. 20-030

AN EMERGENCY PROCLAMATION OF THE MAYOR OF THE CITY OF SANIBEL RELATING TO THE DECLARED STATE OF LOCAL EMERGENCY RESULTING FROM THE OUTBREAK OF THE CORONAVIRUS DISEASE (COVID-19); ADOPTING THE STATE-APPROVED LEE COUNTY, FLORIDA AMENDED VACATION RENTAL STANDARDS; MODIFYING TEMPORARY RESTRICTIONS ON RENTALS AT HOTELS, MOTELS, AND TIMESHARES; CLARIFYING POLICY ON WEARING OF FACE COVERINGS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 252.38(3)(a)(5), Florida Statutes, provides authority to a political subdivision of the State of Florida to declare a State of Local Emergency for a period of seven (7) days in order to take whatever action is necessary to ensure the health, safety, and welfare of the community; and

WHEREAS, on March 9, 2020, the Governor of the State of Florida issued Executive Order Number 20-52, declaring a State of Emergency for the State of Florida; and

WHEREAS, on March 18, 2020, the City Council of the City of Sanibel passed Proclamation and Resolution Number 20-011, declaring a State of Local Emergency for the City of Sanibel for a period of seven (7) days, resulting from the outbreak of COVID-19; and

WHEREAS, on March 25, 2020, the City Council of the City of Sanibel passed Proclamation and Resolution No. 20-014, extending for seven (7) days the State of Local Emergency and ratifying the Mayoral Proclamations prohibiting and restricting certain activities; and

WHEREAS, on March 31, 2020, the Mayor of the City of Sanibel issued Proclamation No. 20-017, extending for seven (7) days the State of Local Emergency and extending certain other Mayoral Proclamations prohibiting and restricting certain activities; and

WHEREAS, on April 7, 2020, the Mayor of the City of Sanibel issued Proclamation No. 20-019, extending for seven (7) days the State of Local Emergency and extending certain other Mayoral Proclamations prohibiting and restricting certain activities; and

WHEREAS, on April 14, 2020, the Mayor of the City of Sanibel issued Proclamation No. 20-020, extending for seven (7) days the State of Local Emergency and extending certain other Mayoral Proclamations prohibiting and restricting certain activities; and

WHEREAS, on April 21, 2020, the Mayor of the City of Sanibel issued Proclamation No. 20-021, extending for seven (7) days the State of Local Emergency and extending certain other Mayoral Proclamations prohibiting and restricting certain activities; and

WHEREAS, on April 28, 2020, the Mayor of the City of Sanibel issued Proclamation No. 20-022, extending for seven (7) days the State of Local Emergency and extending certain other Mayoral Proclamations prohibiting and restricting certain activities; and

WHEREAS, on April 29, 2020, the Governor of the State of Florida issued Executive Order Number 20-112 (Phase I: Safe. Smart. Step-by-Step. Plan for Florida's Recovery), which outlines a path to safely and strategically reopen Florida; and

WHEREAS, on May 5, 2020, the Mayor of the City of Sanibel issued Proclamation No. 20-026, extending for seven (7) days the State of Local Emergency and extending certain other Mayoral Proclamations prohibiting and restricting certain activities; and

WHEREAS, on May 12, 2020, the Mayor of the City of Sanibel issued Proclamation No. 20-027, extending for seven (7) days the State of Local Emergency; and

WHEREAS, on May 13, 2020, the day after the City Council met for a special set public meeting to discuss COVID-19, including consideration of temporary restrictions and prohibitions related to the declared State of Local Emergency, the Mayor issued Proclamation No. 20-028 in accordance therewith, which, among other things, allowed the then-existing public lodging establishment-related restrictions to expire and replaced loosened temporary restrictions on such public lodging establishments, consistent with the Governor's Phase I Plan; and

WHEREAS, on May 18, 2020, the Governor of the State of Florida issued Executive Order No. 20-123 (Full Phase I: Safe. Smart. Step-by-Step. Plan for Florida's Recovery), which extended and modified Executive order 20-112 (as modified by Executive order 20-120), which among other things, allowed counties to seek approval to operate vacation rentals with written request from the County Administrator and the county's safety plan for vacation rental operations submitted to the State of Florida Department of Business and Professional Regulation (DBPR) Secretary;

WHEREAS, on May 19, 2020, the Mayor of the City of Sanibel issued Proclamation No. 20-029, extending for seven (7) days the State of Local Emergency and lifting or modifying other temporary restrictions; and

WHEREAS, on May 20, 2020, Lee County Florida obtained approval from the DBPR of its originally submitted vacation rental plan; and

WHEREAS, on May 21, 2020 Lee County submitted and obtained approval from the DBPR of an amended vacation rental plan, a clean copy of which is attached hereto as Exhibit A; and

WHEREAS, on May 21, 2020, the City Council of the City of Sanibel met by special set meeting to discuss Lee County's vacation rental plan and other restrictions pertaining to COVID-19;

WHEREAS, City Council voted in support of taking certain actions to further reopen the local economy on a gradual basis and consistent with the Governor's phased approach, including the following:

- A. Adopting the State-approved Lee County, Florida amended vacation rental standards attached hereto as Exhibit A, for the purposes of
1. repealing and replacing Section 3 of Proclamation No. 20-028, which pertains to the City’s temporary restrictions on vacation rentals; and
 2. repealing and replacing Section 2(B) of Proclamation No. 20-028, which pertains to the reservation and check-in restrictions on hotels, motels, and timeshares; and
- B. Clarifying that to the extent conflict is perceived between Section 5 of Proclamation No. 20-028 (wearing of face masks) and Proclamation and Resolution No. 20-014’s “ordering places of public accommodation to strictly adhere to all Center for Disease Control and Florida Department of Health Guidance to stop the spread of COVID-19,” Proclamation No. 20-014 is controlling and includes the CDC guidelines on face coverings attached hereto as Exhibit B; and

WHEREAS, Section 252.38(3), Florida Statutes, provides certain emergency powers to political subdivisions, including “taking whatever prudent action is necessary to ensure the health, safety, and welfare of the community”; and

WHEREAS, Chapter 22 of the City’s Code authorizes and empowers the Mayor to issue public proclamations declaring a State of Local Emergency; and, during a state of emergency, impose certain prohibitions and restrictions to protect lives and safety, including Section 22-53, which provides that such a proclamation may prohibit or restrict the “operation of offices, business establishments and other places to or from which people may travel or at which they may congregate; and other activities or conditions, the control of which may be reasonably necessary to maintain order and protect lives”; and

NOW, THEREFORE, BE IT PROCLAIMED by the Mayor of the City of Sanibel, Florida:

SECTION 1. Adoption of Lee County, Florida Amended Vacation Rental Standards. The State-approved Lee County, Florida amended vacation rental standards attached hereto as Exhibit A is hereby adopted and repeals and replaces the temporary restrictions on vacation rentals employed by Section 3 of Proclamation No. 20-028.

SECTION 2. Modification of Temporary Restrictions on Accommodation Rentals at Hotels, Motels, and Timeshares. Section 2(B) of Proclamation No. 20-028, pertaining to reservation and check-in restrictions on hotels, motels, and timeshares, is hereby repealed and replaced by the standards set forth for vacation rentals attached hereto as Exhibit A.

SECTION 3. Clarification of Wearing of Face Coverings. Any conflicts between Section 5 of Proclamation No. 20-028 (wearing of face masks) and Proclamation and Resolution No. 20-014 is resolved in favor of Proclamation and Resolution No. 20-014, “ordering places of public accommodation to strictly adhere to all Center for Disease Control and Florida Department

of Health Guidance to stop the spread of COVID-19,” which strict adherence includes, without limitation, the CDC guidelines on face coverings attached hereto as Exhibit B.

SECTION 4. Necessary for Protection. This Proclamation is an emergency measure necessary for the protection of the public health, safety, and welfare of the community, due to the serious threat of COVID-19.

SECTION 5. Effective Date. This Proclamation shall take effect immediately upon execution and shall remain in effect unless extended, modified or terminated by written Proclamation of the Mayor or by Resolution of City Council.

AUTHENTICATION:



Kevin Ruane, Mayor



Pamela Smith, City Clerk

7:08 p.m.
(Time)

APPROVED AS TO FORM:



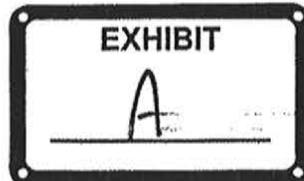
John D. Agnew, City Attorney

5/21/20
Date

Effective May 20, 2020, the following measures are required as minimum standards for vacation rentals in Lee County Florida that are accepting reservations and guests for any length of stay:

- Vacation rentals reservations and stays will be allowed from all U.S. states with COVID-19 case rates less than 700 cases/100K residents. COVID-19 cases per 100,000 population by state can be found at <https://www.cdc.gov/covid-data-tracker/index.html> then hover your cursor over the vacationer's state of residence. A box will open with information including cases per 100,000 population.
- Shall prohibit rentals to persons traveling internationally.
- Shall allow adequate time between the conclusion of a guest stay and the check-in of the next guest stay for appropriate cleaning and sanitation.
- Shall clean and disinfect all frequently-touched surfaces in the property between each guest stay.
- Shall wash all linens, dishware, and other service items available for use by guests between each guest rental.
- Shall provide sufficient soap and surface sanitation supplies for guests to utilize in the vacation rental property during the guest's rental period.
- Shall ensure adequate safety protocols are in place and publicly displayed, in line with CDC guidance, regarding shared or multi-residence amenities such as pools, gyms, and other communal spaces.

Vacation rental property owners/managers shall follow CDC guidelines for cleaning and disinfecting their facility. Click on the following link to review CDC sanitation guidelines: <https://www.cdc.gov/coronavirus/2019-ncov/community/disinfecting-building-facility.html>



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?

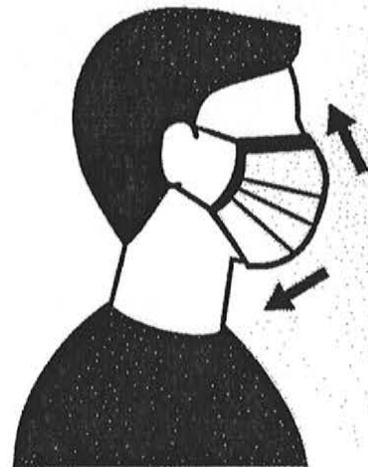
Yes. They should be routinely washed depending on the frequency of use.

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

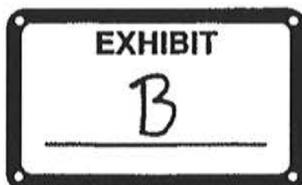
A washing machine should suffice in properly washing a cloth face covering.

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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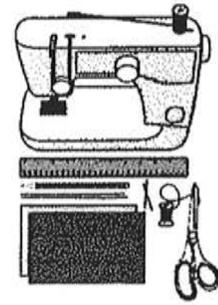


[cdc.gov/coronavirus](https://www.cdc.gov/coronavirus)

Sewn Cloth Face Covering

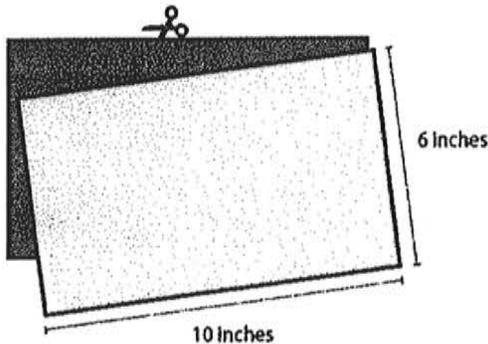
Materials

- 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

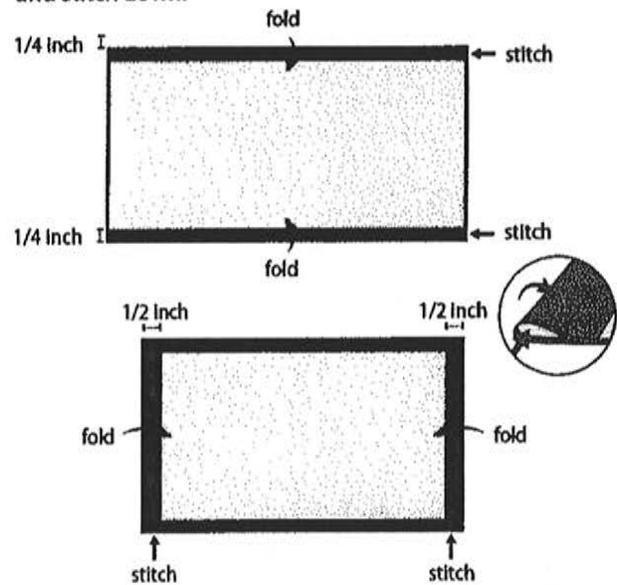


Tutorial

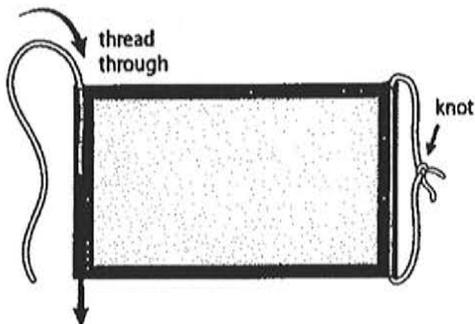
1. Cut out two 10-by-6-inch rectangles of cotton fabric. Use tightly woven cotton, such as quilting fabric or cotton sheets. T-shirt fabric will work in a pinch. Stack the two rectangles; you will sew the cloth face covering as if it was a single piece of fabric.



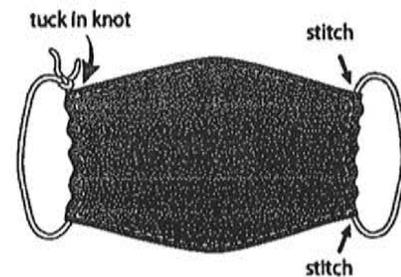
2. Fold over the long sides 1/4 inch and hem. Then fold the double layer of fabric over 1/2 inch along the short sides and stitch down.



3. Run a 6-inch length of 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 mask fits your face. Then securely stitch the elastic in place to keep it from slipping.



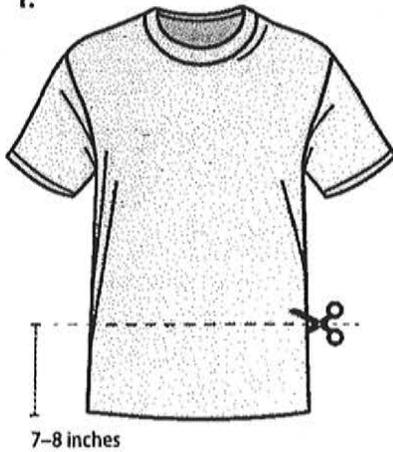
Quick Cut T-shirt Cloth Face Covering (no sew method)

Materials

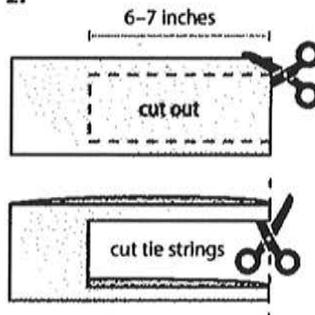
- T-shirt
- Scissors

Tutorial

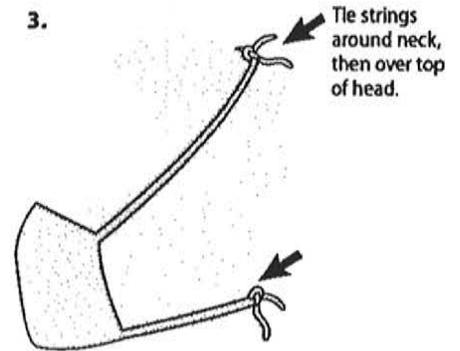
1.



2.



3.



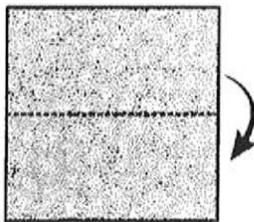
Bandana Cloth Face Covering (no sew method)

Materials

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

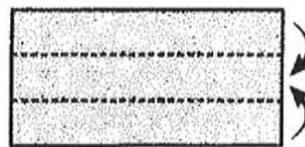
Tutorial

1.



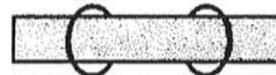
Fold bandana in half.

2.



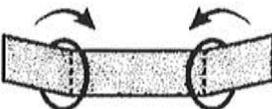
Fold top down. Fold bottom up.

3.



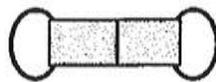
Place rubber bands or hair ties about 6 inches apart.

4.

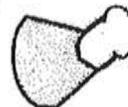


Fold side to the middle and tuck.

5.



6.



Important Information About Your Cloth Face Coverings

As COVID-19 continues to spread within the United States, CDC has recommended additional measures to prevent the spread of SARS-CoV-2, the virus that causes COVID-19. In the context of community transmission, CDC recommends that you:



Stay at home as much as possible



Practice social distancing (remaining at least 6 feet away from others)



Clean your hands often



In addition, CDC also recommends that everyone wear cloth face coverings when leaving their homes, regardless of whether they have fever or symptoms of COVID-19. This is because of evidence that people with COVID-19 can spread the disease, even when they don't have any symptoms. 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 mask without assistance.

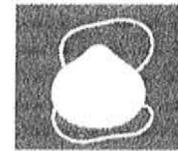
How cloth face coverings work

Cloth face coverings prevent the person wearing the mask from spreading respiratory droplets when talking, sneezing, or coughing. If everyone wears a cloth face covering when out in public, such as going to the grocery store, the risk of exposure to SARS-CoV-2 can be reduced for the community. Since people can spread the virus before symptoms start, or even if people never have symptoms, wearing a cloth face covering can protect others around you. Face coverings worn by others protect you from getting the virus from people carrying the virus.

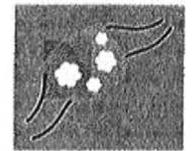


How cloth face coverings are different from other types of masks

Cloth face coverings are NOT the same as the medical facemasks, surgical masks, or respirators (such as N95 respirators) worn by healthcare personnel, first responders, and workers in other industries. These masks and respirators are personal protective equipment (PPE). Medical PPE should be used by healthcare personnel and first responders for their protection. Healthcare personnel and first responders should not wear cloth face coverings instead of PPE when respirators or facemasks are indicated.



N95 respirator



Cloth covering

General considerations for the use of cloth face coverings

When using a cloth face covering, make sure:

- The mouth and nose are fully covered
- The covering fits snugly against the sides of the face so there are no gaps
- You do not have any difficulty breathing while wearing the cloth face covering
- The cloth face covering can be tied or otherwise secured to prevent slipping



Avoid touching your face as much as possible. Keep the covering clean. Clean hands with soap and water or alcohol-based hand sanitizer immediately, before putting on, after touching or adjusting, and after removing the cloth face covering. Don't share it with anyone else unless it's washed and dried first. You should be the only person handling your covering. Laundry instructions will depend on the cloth used to make the face covering. In general, cloth face coverings should be washed regularly (e.g., daily and whenever soiled) using water and a mild detergent, dried completely in a hot dryer, and stored in a clean container or bag.

For more information, go to: <https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/cloth-face-cover-faq.html>



[cdc.gov/coronavirus](https://www.cdc.gov/coronavirus)

How to Safely Wear and Take Off a Cloth Face Covering

Accessible: <https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/diy-cloth-face-coverings.html>

WEAR YOUR FACE COVERING CORRECTLY

- Wash your hands before putting on your face covering
- Put it over your nose and mouth and secure it under your chin
- Try to fit it snugly against the sides of your face
- Make sure you can breathe easily
- Do not place a mask on a child younger than 2



USE THE FACE COVERING TO PROTECT OTHERS

- Wear a face covering to protect others in case you're infected but don't have symptoms
- Keep the covering on your face the entire time you're in public
- Don't put the covering around your neck or up on your forehead
- Don't touch the face covering, and, if you do, clean your hands

FOLLOW EVERYDAY HEALTH HABITS

- Stay at least 6 feet away from others
- Avoid contact with people who are sick
- Wash your hands often, with soap and water, for at least 20 seconds each time
- Use hand sanitizer if soap and water are not available



TAKE OFF YOUR CLOTH FACE COVERING CAREFULLY, WHEN YOU'RE HOME

- Untie the strings behind your head or stretch the ear loops
- Handle only by the ear loops or ties
- Fold outside corners together
- Place covering in the washing machine
- Wash your hands with soap and water



Cloth face coverings are not surgical masks or N-95 respirators, both of which should be saved for health care workers and other medical first responders.

For instructions on making a cloth face covering, see:

[cdc.gov/coronavirus](https://www.cdc.gov/coronavirus)

Face Covering Do's and Don'ts:

DO:



- ✓ Make sure you can breathe through it
- ✓ Wear it whenever going out in public
- ✓ Make sure it covers your nose and mouth
- ✓ Wash after using

DON'T:

- ✗ Use if under two years old
- ✗ Use surgical masks or other PPE intended for healthcare workers



[cdc.gov/coronavirus](https://www.cdc.gov/coronavirus)