

CITY OF SANIBEL

PROCLAMATION NO. 20-021

AN EMERGENCY PROCLAMATION OF THE MAYOR OF THE CITY OF SANIBEL EXTENDING THE DECLARED STATE OF LOCAL EMERGENCY RESULTING FROM THE OUTBREAK OF THE CORONAVIRUS DISEASE (COVID-19); EXTENDING EMERGENCY PROHIBITIONS AND RESTRICTIONS; 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 1, 2020, Governor DeSantis issued Executive Order 20-91, which mandates a safer at home plan for senior citizens and individuals with a significant underlying medical condition, and limits activity outside the home for all persons in Florida to those essential businesses and essential activities for a period beginning at 12:01 a.m. April 3, 2020 through April 30, 2020, unless extended by subsequent order; 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 10, 2020, Governor DeSantis issued Executive Order 20-103, extending Executive Order 20-87 on Vacation Rental Closures through and until April 30, 2020; 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, national, state, and local efforts to limit the spread of COVID-19 have had success, but the number of newly diagnosed cases of COVID-19 and deaths resulting therefrom necessitate the extension of the State of Local Emergency beyond its current term expiring April 21, 2020; 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. Extension of Declared State of Local Emergency. The State of Local Emergency originally declared by Proclamation and Resolution Number 20-11, extended by Proclamation and Resolution 20-014, and extended by Proclamations 20-017, 20-019, and 20-020 for all areas within the legal boundaries of the City of Sanibel is hereby extended for a period of seven (7) days from April 21, 2020 through April 28, 2020, and may be further extended, modified or terminated by written Proclamation of the Mayor or by Resolution of City Council.

SECTION 2. Extension of Emergency-Related Prohibitions and Restrictions. The emergency-related prohibitions and restrictions as detailed in Proclamation and Resolution 20-014, and in Proclamations 20-015 (as amended by Proclamation 20-016), 20-016, 20-017, 20-018, 20-019, and 20-020 are hereby extended and shall remain in force and effect throughout the duration of the current State of Local Emergency, except as extended, modified or terminated by written Proclamation of the Mayor or by Resolution of City Council.

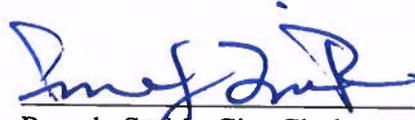
SECTION 3. Necessary for Protection. This Proclamation is an emergency measure necessary for the protection of the public health, safety, and welfare of the community, due to the serious threat of COVID-19.

SECTION 4. Effective Date. This Proclamation shall take effect on April 21, 2020 and shall remain in effect unless extended, modified or terminated by written Proclamation of the Mayor or by Resolution of City Council.

AUTHENTICATION:

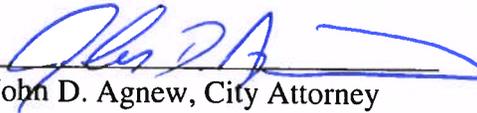


Kevin Ruane, Mayor



Pamela Smith, City Clerk 10:53 a.m.
(Time)

APPROVED AS TO FORM:



John D. Agnew, City Attorney

4/21/20
Date