

CITY COUNCIL ORDINANCE NO. 2020-2146

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAKE CITY, FLORIDA, ADOPTING A SAFER-AT-HOME ORDER IN RESPONSE TO THE HEALTH EMERGENCY FROM THE COVID-19 VIRUS.

WHEREAS, the City Council of the City of Lake City, Florida (“City”) declared a local emergency due to the threat of the Coronavirus Disease 2019 (“COVID-19”) which poses an immediate threat to the public health and safety; and

WHEREAS, COVID-19 has caused extensive damage to the private citizens of, and public sectors in, the City; and

WHEREAS, the City Council of the City of Lake City, Florida is exerting efforts to address emergency conditions and assist affected citizens and properties; and

WHEREAS, on March 1, 2020, the State Surgeon General of the State of Florida and the State Health Officer of the State of Florida declared a Public Health Emergency exists in the State of Florida as a result of COVID-19; and

WHEREAS, on March 9, 2020, the Governor of Florida issued Executive Order 20-52 declaring a state of emergency for the entire State of Florida as a result of COVID-19; and

WHEREAS, on March 16, 2020, President Donald J. Trump and the Centers for Disease Control and Prevention (“CDC”) issued the “15 Days to Slow the Spread” guidance advising individuals to adopt far-reaching social distancing measures, such as avoiding gatherings of more than 10 people, and in states with evidence of community spread, recommending restrictions to certain establishments conducive to mass gatherings and congregations; and

WHEREAS, on March 24, 2020, Governor of Florida issued Executive Order 20-83, directing the State Surgeon General and State Health Officer to issue a public health advisory urging the public to avoid all social or recreational gatherings of 10 or more people and urging those who can work remotely to do so; and

WHEREAS, on March 29, 2020, President Donald J. Trump extended the guidance provided on March 16, 2020, until April 30, 2020; and

WHEREAS, on March 31, 2020, President Donald J. Trump updated the guidance, renaming it “30 Days to Slow the Spread”, and along with the White House Coronavirus Task Force urged Americans to continue to adhere to the guidelines and expand community

mitigation efforts; and

WHEREAS, on April 1, 2020, Governor of Florida issued Executive Order 20-91, requiring certain “senior citizens” to stay at home, and limiting the movements and interactions of other persons in Florida by categorizing essential services and essential activities; and

WHEREAS, the Lake City Police Department has expressed a need for regulations to be enacted by the City Council to protect the citizens and property, of the City in addition to those protections enacted in the Governor of Florida’s Executive Order 20-91; and

WHEREAS, it is necessary and appropriate to take action to ensure that the spread of COVID-19 is slowed, and that citizens and property of the City remain safe and secure.

NOW, THEREFORE, BE IT ENACTED BY THE PEOPLE OF THE CITY OF LAKE CITY, FLORIDA, AS FOLLOWS:

Section 1. The above recitals are all true and accurate and are incorporated herein and made a part of this ordinance by reference.

Section 2. A Safer-At-Home Order is hereby established within all of the municipal limits of Lake City, Florida, effective as of 12:01 a.m. on April 3, 2020. Safer-At-Home means all residents are directed to stay at home as much as possible twenty-four hours a day, seven days a week, except for those services and activities established by the Governor of the State of Florida in Executive Order 20-91, and pursuant to Section 4 of Executive Order 20-91, the City further orders as follows:

A. Essential Activities:

1. the owners of any real property on which essential activities are conducted by any individuals shall insure that individuals maintain a required physical distance of six (6) feet from one another and ensure that groups of people greater than ten (10) are not permitted to congregate; and
2. the owners of any property on which essential activities are conducted by any individuals shall insure that the best practices, as set forth by the Centers for Disease Control (CDC), are followed by the individuals performing the essential activities.

Section 3. This Ordinance is intended to supplement Executive Orders of the Governor of the State of Florida and any previously enacted resolution or ordinance of the City related to COVID-19.

Section 4. It is the intent of this ordinance to seek voluntary compliance with the provisions contained herein and to educate and warn of the dangers of non-compliance. However, in the event voluntary compliance is not achieved then in that event and as a last resort, a violation of this ordinance, pursuant to the provision of section 252.50, Florida Statutes, and section 1-11, Code of the City of Lake City, Florida, may be prosecuted as a second degree misdemeanor punishable as provide in section 775.082 or 775.083, Florida Statutes.

Section 5. This Ordinance shall be effective as of 12:01 a.m. on April 3, 2020, and shall remain in effect until such time City Council Resolution Number 2020-033, has expired.

PASSED AND ADOPTED upon an emergency reading this 2nd day of April 2020.

CITY OF LAKE CITY, FLORIDA

By: _____
Stephen M. Witt, Mayor

ATTEST:

APPROVED AS TO FORM AND
LEGALITY:

By: _____
Audrey E. Sikes, City Clerk

By: _____
Frederick L. Koberlein, Jr.,
City Attorney