



**EMERGENCY ORDER 20-04
RESTRICTIONS FOR GOLF COURSES**

WHEREAS, Novel Coronavirus Disease 2019 (“COVID-19”) is a severe acute respiratory illness that can spread among humans through respiratory transmission and presents with symptoms similar to those of influenza; and

WHEREAS, On March 1, 2020, the Governor of the State of Florida issued Executive Order Number 20-51 directing the Florida Department of Health to issue a Public Health Emergency; and

WHEREAS, On March 1, 2020, the State Surgeon General and State Health Officer 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 the State of Florida issued Executive Order Number 20-52 declaring that a state of emergency exists in the State of Florida as a result of the spread of the COVID-19 virus and imminent threat to the health and welfare of the citizens of Florida; and

WHEREAS, The CDC currently recommends mitigation measures for communities experiencing an outbreak including staying at home when sick, keeping away from others who are sick, limiting face-to-face contact with others as much as possible, consulting with your healthcare provider if individuals or members of a household are at high risk for COVID-19 complications, wearing a facemask if advised to do so by a healthcare provider or by a public health official, staying home when a household member is sick with respiratory disease symptoms if instructed to do so by public health officials or a health care provider; and

WHEREAS, On March 13, 2020, the President of the United States issued a proclamation of a declaration of national emergency; 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 29, 2020, the President extended such guidance to be in effect until April 30, 2020; and

WHEREAS, On March 16, 2020, the Martin County Public Safety Director declared a State of Local Emergency COVID-19 Public Health Emergency (“Martin County Declaration of Emergency”); and

WHEREAS, Pursuant to Executive Order No. 20-83, the Governor of the State of Florida directed the State Surgeon General and the State Health Officer to issue a public health advisory providing that individuals should cease all social or recreational gatherings of 10 or more people; and

WHEREAS, On March 25, 2020, the State Surgeon General issued a Public Health Advisory consistent with Executive Order 20-83; and

WHEREAS, On March 25, 2020, the President of the United States declared that a major disaster exists in the State of Florida as a result of COVID-19; and

WHEREAS, On April 1, 2020, the Governor of the State of Florida issued Executive Order No. 20-91 putting in place a state-wide safer at home order and which permitted various essential businesses and activities during the COVID-19 Emergency; and

WHEREAS, Effective May 4, 2020, Executive Order 20-112, Phase 1: Safe. Smart. Step-by-Step Plan for Florida’s Recovery, which provides measures to slowly re-open Florida, will become effective; and

WHEREAS, Martin County must continue to take emergency action to lessen the spread of COVID-19; and

WHEREAS, There is reason to believe that COVID-19 is spread amongst the population by

various means of exposure, including the propensity to spread person to person and the propensity to attach to surfaces for prolonged periods of time thereby creating a dangerous physical condition spreading from surface to person and causing increased infections to persons, and also creating property or business income loss and damage in certain circumstances; and

WHEREAS, This Order is being issued because of the propensity of COVID-19 to spread from person to person causing widespread infection and loss of life, and also because COVID-19 is causing property damage and business income loss due to its proclivity to attach to surfaces for prolonged periods of time and thereby creating a dangerous physical condition; and

WHEREAS, As a governmental civil authority action, it is necessary to impose the regulations and restrictions set forth herein in response to the dangerous physical conditions that currently exists and to stop the COVID-19 virus from spreading; and

WHEREAS, Martin County wants to take effective and reasonable steps to protect the health of residents and the community; and

WHEREAS, Martin County does not want to create long-term irreparable economic harm to our residents, businesses, and to the local and regional economy; and

WHEREAS, Martin County wants a measured, reasonable and unified direction for the entire county; and

WHEREAS, Conditions presented by the threat of COVID-19 continue to pose a threat to the public health that requires dynamic emergency response, including the maintenance of existing orders, as well as the imposition of additional directives and orders as conditions require; and

WHEREAS, Martin County needs to take protective measures to reduce further spread of COVID-19 and to support the Executive Orders and Emergency Orders already entered by restricting golf courses in Martin County.

NOW, THEREFORE, BE IT ORDERED AS FOLLOWS:

1. All public and private golf courses located within unincorporated and incorporated Martin

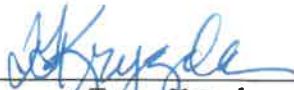
County can remain open for business to both residents and non-residents of Martin County.

2. Golf courses must comply with all social distancing recommendations from the CDC, the Governor, the State Surgeon General, the State Health Officer, the Professional Golfers' Association, United States Golf Association and National Golf Course Owners Association to limit the spread of COVID-19.
3. Golf courses must limit golf cart use to one rider per cart, unless the individuals reside in the same household, and then a maximum of two riders per cart is permitted. Golf courses must develop procedures to confirm two-person riders live in the same residence and visually identify authorized two-person carts (*i.e.*, ribbon, 8.5 x 11 sign taped to a window, flags, pendants, or magnetic dots) so they can be easily identifiable from a distance.
4. Martin County Emergency Order 20-03 pertaining to Golf Course Restrictions is hereby terminated and superseded by this Order.
5. Any provisions within this Order that conflict with any state or federal law or constitutional provision, or conflicts with or are superseded by a current or subsequently-issued Executive Order of the Governor of the State of Florida or the President of the United States, shall be deemed inapplicable and deemed to be severed from this Order, with the remainder of the Order remaining intact and in full force and effect. To the extent application of some or all of the provisions of this Order is prohibited on the sovereign land of a federally or state recognized sovereign or Indian tribe, such application is expressly excluded from this Order.
6. This Order shall be effective immediately upon execution. This Order will expire upon the expiration of the existing State of Local Emergency, as same may be extended by subsequent order or declaration, unless earlier terminated by subsequent Order.
7. This Order is in addition to the Executive Orders issued by Governor DeSantis.
8. Prior resolutions and emergency orders remain in full force and effect unless modified or superseded.
9. This Order shall be filed in the Office of the Clerk of the Circuit Court.

Signed this 01 day of May, 2020 at 3:00 (am) (pm).


Michele Jones
Emergency Management Director

Martin County Board of County Commissioners



Concurrence: Taryn Kryzda
County Administrator
Martin County Board of County Commissioners

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:



Sarah W. Woods
County Attorney
Martin County Board of County Commissioners

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