

**NINTH DIRECTIVE ON EMERGENCY MEASURES
TO BE IMPLEMENTED BY THE COUNTY OF VOLUSIA**

Effective May 09, 2020, at 12:01 a.m.

WHEREAS, Governor DeSantis issued Executive Order No. 20-52 on March 9, 2020, declaring a state of emergency for the entire State of Florida as a result of Coronavirus Disease (COVID-19);

WHEREAS, on March 13, 2020, the Volusia County Council issued a Declaration of State of Local Emergency Related to Coronavirus Disease (COVID-19), as subsequently extended;

WHEREAS, Governor DeSantis issued Executive Order 20-112, Phase 1: 'Safe. Smart. Step-by-Step.' Plan for Florida's Recovery, which becomes effective 12:01 a.m. on May 4th, 2020, and provides a path to re-opening Florida while maintaining focus on core safety principles;

WHEREAS, Section 2(C)1 of Executive Order 20-112, states that local jurisdictions shall ensure that groups of people greater than ten are not permitted to congregate in any public space that does not readily allow for appropriate physical distancing;

WHEREAS, public health officials from the Florida Department of Health have emphasized the importance and benefits of exercise, done in a manner consistent with the U.S. Centers for Disease Control (CDC) social distancing guidelines, on both physical and mental health in this time of heightened stress;

WHEREAS, consistent with statements by Governor DeSantis, beach and park activities consistent with social distancing requirements are a local decision;

WHEREAS, this directive is based on the most recent available information and observed and continuing compliance of the citizens of Volusia County with CDC guidelines on social distancing;

WHEREAS, the County must consider constantly changing information and dynamics of the COVID-19 pandemic and its impacts within its communities;

WHEREAS, based on the most recent available information, and continuing compliance by the Citizens of Volusia County with social distancing guidelines, certain recreational activities on the beaches of Volusia County may be performed safely while adhering to social distancing requirements;

WHEREAS, pursuant to Chapter 20, Code of Ordinances, County of Volusia, the County regulates activities on the beach;

WHEREAS, increasing beach recreational activities are anticipated to be a phased approach, contingent and based on the most recent information regarding COVID-19 and compliance with social distancing guidelines and a determination by the County that doing so protects public health and safety;

WHEREAS, the County is committed to limiting person-to-person transmission of COVID-19 while opening the beach to certain recreational activities subject to certain limitations designed to mitigate person-to-person transmission;

WHEREAS, this, and prior directives, are based on the Declaration of the State of Local Emergency and are the minimum necessary temporary measures needed to protect the public health, safety, and welfare; and

WHEREAS, this Ninth Directive rescinds and replaces the Eighth Directive.


NOW, THEREFORE, I, GEORGE RECKTENWALD, as County Manager for the County of Volusia, Florida, and pursuant to the authority vested in me under Section 46-143, Code of Ordinances, County of Volusia, Chapter 252, Florida Statutes, Chapter 20, Code of Ordinances, County of Volusia, as well as that certain County of Volusia Declaration of Local Emergency for Coronavirus Disease (COVID-19), dated March 13, 2020, and subsequently extended, **I HEREBY ISSUE** this Ninth Directive on Emergency Measures:

- The ocean beaches in Volusia County are **conditionally OPEN subject to the following temporary limitations**:
 1. All persons are encouraged to use masks and face coverings;
 2. All groups be limited to a maximum of 6 persons;

3. All groups must maintain a minimum of 10 feet from other groups;
 4. On-beach vehicular activity, such as beach driving and beach parking, is allowed, but may be limited as determined by the County Manager for safe compliance with appropriate physical distancing;
 5. Vehicles must park in front of designated posts;
 6. The County Manager will designate those vehicular access ramps which will open to support appropriate distancing;
 7. Limited parking at vehicular approaches, County off-beach peninsula parking areas, and County beachside park parking areas will be made available as determined by the County Manager for safe compliance with appropriate physical distancing; and
 8. Splash pad and playgrounds located in beach parks remain temporarily closed.
- Limitations in this directive do not apply to County beach patrol, County maintenance, enforcement (including, but not limited to, environmental enforcement), rescue activity by federal, state, and local government agencies and other authorized County personnel.
 - Enforcement. The County will direct any establishment of cease and desist operations that are in violation of this Emergency Order and may treat offenses as a violation of county ordinance, punishable by a fine of \$500.00 or a criminal violation punishable subject to Section 252.50, Florida Statutes, as a misdemeanor of the second degree.
 - Subsequent directives will be forthcoming as circumstances warrant in response to this emergency.
 - Nothing herein, or any prior or subsequent directive issued during this emergency, constitutes abandonment, waiver, or permanent interruption of any customary, prescriptive, or dedicated use rights of the public to access and use the beach.

This Ninth Directive shall be effective for the duration, without lapse, of the Declaration of Local Emergency for Coronavirus Disease (COVID-19).

COUNTY OF VOLUSIA, FLORIDA



George Recktenwald
County Manager

Date: 5/8/2020