

LEGISLATIVE DIGEST

ORDINANCE NO. 20-0015-U

AMENDING ORDINANCE NO. 20-0014-U TO CLARIFY REGULATIONS OF BUSINESSES AND SOCIAL DISTANCING IN RESPONSE TO THE SPREAD OF COVID-19

Section 1. Ordinance No. 20-0015-U amends Ordinance No. 20-0014-U to clarify regulations of businesses and social distancing in response to the spread of COVID-19. The new language is in [blue](#) and the deleted language is in ~~red strike-out~~.

Section 2. Subsection 3A of Ordinance No. 20-0014-U is amended to track the language of the Los Angeles County COVID-19 guidelines (FAQs) regarding non-essential businesses as follows:

“A. All non-essential ~~retail~~ businesses ([as determined by a state or county order or guidelines related to COVID-19](#)) shall be closed [to the public](#).”

Section 3. Subsection 3K of Ordinance No. 20-0014-U is amended to clarify the health and safety measures required for businesses operating during the COVID-19 pandemic as follows:

“K. In order to protect employees and customers of ~~non-essential retail~~ businesses that are authorized to operate under this Ordinance, such businesses shall ~~establish~~[comply with](#) health and safety measures ~~such as social distancing, requiring employees to wear appropriate gloves and masks if employees come into physical contact with customers.~~[required by a state or county order or guidelines related to COVID-19, including but not limited to the following:](#)

- [1. Enforce social distancing by requiring all persons to be separated by at least six feet from others, to the extent feasible. Persons who are family members or members of the same household may stand together or move together, but must be separated from others by a distance of at least six feet.](#)
- [2. Provide access to \(A\) hand sanitizer that contains at least 60 percent alcohol, or \(B\) hand washing facilities with soap and water.](#)
- [3. Post a sign in a conspicuous place at all public entries that instructs employees or members of the public to not enter if they are experiencing symptoms of respiratory illness, including fever or cough.”](#)

Section 4. Section 6 of Ordinance No. 20-0014-U is amended to add the phrase “or guidelines” to incorporate the state and county FAQs and other administrative guidelines regarding social distancing requirements during the COVID-19 pandemic as follows:

“SECTION 6. Social Distancing. All persons and businesses, including exempt businesses and essential workforce, shall exercise the social distancing requirements directed by a state and county order [or guidelines](#) related to COVID-19, including but not limited to maintaining a six feet distance from other persons, including workers in activities deemed essential by any federal agency or the State Public Health Officer, such as construction activities. No person shall participate in any gathering or group activity of any size, including but

not limited to games and sports in any City park, the beach, the Pier, the Strand, and other public spaces. For the purposes of this ordinance, “gathering” means two or more persons, unless those persons are living together as a single housekeeping unit (as defined in Manhattan Beach Municipal Code Section 10.04.030) living in a single dwelling unit.”

Section 5. Section 8 of Ordinance No. 20-0014-U is amended to delete a repetitive code reference and add the phrase “or both” to make it clear, consistent with state law, that, if convicted, violators may pay up to \$1,000 in fines and serve six months in prison as follows:

SECTION 8. Violations. Violation of this Ordinance shall be punishable as set forth in Manhattan Beach Municipal Code chapters 1.04 and 1.06. Pursuant to the authority conferred by Government Code Section 41601 (authorizing execution of disease prevention orders by local authorities), violation of the county or state orders incorporated herein is a misdemeanor punishable by six months in prison or a fine up to \$1,000, or both, pursuant to Health & Safety Code sections 101029 (prevention orders for the spread of infectious diseases), 120175.5 (outbreak of communicable disease), 120275 (violation of quarantine), and 120295 (~~offense penalty for violation of health order~~), and ~~120296~~ (violation of order of local health officer), Government Code sections 8665 (violation of executive order), and 26600 (preservation of peace), and/or other applicable state law.”