

**CITY OF MANHATTAN BEACH
DIRECTOR OF EMERGENCY SERVICES ORDER NO. 20**

**AMENDING EMERGENCY ORDER NO. 13 TO SPECIFY THAT PERSONS ENGAGED IN
STATIONARY OUTDOOR EXERCISE ARE NOT REQUIRED TO WEAR A FACE COVERING
WHILE MAINTAINING DISTANCE FROM OTHERS**

EFFECTIVE OCTOBER 9, 2020

WHEREAS, international, national, state, and local health and governmental authorities are responding to an outbreak of respiratory disease caused by a novel coronavirus named “SARS-CoV-2,” and the disease it causes has been named “coronavirus disease 2019,” abbreviated COVID-19 (“COVID-19”);

WHEREAS, on March 4, 2020, the Governor of the State of California declared a state of emergency to make additional resources available, formalize emergency actions already underway across multiple state agencies and departments, and help the state prepare for broader spread of COVID-19;

WHEREAS, on March 13, 2020, the City Council adopted Resolution No. 20-0039, A Resolution of the City Council of the City of Manhattan Beach Proclaiming the Existence of a Local Emergency;

WHEREAS, the City Manager is the Director of Emergency Services in the City of Manhattan Beach. Pursuant to Manhattan Beach Municipal Code Section 3.08.060.A.6.a, the City Manager as the Director of Emergency Services is empowered during a local emergency to make and issue rules and regulations on matters reasonably related to the protection of life and property as affected by such emergency;

WHEREAS, on March 16, 2020, the Los Angeles County Department of Public Health issued the Safer at Home Order for Control of COVID-19, which was subsequently amended and revised (the “County COVID-19 Order”);

WHEREAS, the County COVID-19 Order generally requires all persons to “wear a cloth face covering over both the nose and mouth whenever they leave their place of residence and are or can be in contact with or walking near or past others who are non-household members in both public and private places, whether indoors or outdoors” (the “Face Covering Requirement”);

WHEREAS, on March 25 and March 27, 2020, the City Council adopted Ordinance Nos. 20-0014-U and 20-0015-U which require all persons and businesses to comply with social distancing requirements and other health and safety measures required by the County COVID-19 Order and other state or county orders or guidelines related to COVID-19, including the Face Covering Requirement;

WHEREAS, on July 15, 2020, the Director of Emergency Services issued Emergency Order No. 13 to reiterate the City’s face covering requirements;

WHEREAS, on October 6, 2020, the Manhattan Beach City Council directed the City Manager, as the Director of Emergency Services, to amend Emergency Order No. 13 to exclude individuals engaged in stationary outdoor exercise, such as pilates or yoga, when they are able to maintain a distance of at least eight feet from others; and

WHEREAS, in the interest of the public health and safety, as affected by the emergency caused by the spread of COVID-19, it is necessary to exercise my authority pursuant to Chapter 3.08 of the Manhattan Beach Municipal Code, Manhattan Beach City Council Resolution No. 20-0039, and the California Emergency Services Act, Chapter 7 (commencing with Section 8550) of Title 2 of the Government Code, to issue this order, as amended.

NOW, THEREFORE, IT IS HEREBY ORDERED AS FOLLOWS:

Section 1. The recitals set forth above are true and correct and are incorporated into this Order by reference.

Section 2. Pursuant to Manhattan Beach Municipal Code Section 3.08.060.A.6.a, the City Manager as the Director of Emergency Services hereby amends Section 2 of Emergency Order No. 13 by adding Subsection E thereto. Section 2 as amended, shall read as follows:

“Section 2. All persons shall wear a cloth face covering over both the nose and mouth whenever they leave their place of residence, except for:

- A. Persons younger than two years old;
- B. Persons with a medical condition, mental health condition, or disability that prevents wearing a face covering;
- C. Persons who are hearing impaired, or communicating with a person who is hearing impaired, where the ability to see the mouth is essential for communication;
- D. Persons who are swimming or engaged in other water-based activities.
- E. Persons who are engaged in stationary outdoor exercise, such as pilates or yoga, during classes conducted by businesses with valid City permits for such outdoor activities, when they are able to maintain a distance of at least eight feet from others.

Persons who are seated at a restaurant or other establishment that offers food or beverage service shall wear a cloth face covering over both the nose and mouth, unless they are eating or drinking.

Notwithstanding any provision of Emergency Order No. 13 or any other City provision, participants in tennis and pickleball do not have to wear a face covering while playing either tennis or pickleball. Such persons must continue to comply with all City and Los Angeles County Health Officer social distancing requirements, including wearing a cloth face covering over both the nose and mouth, at all other times.”

Section 3. All other provisions of Emergency Order No. 13, as amended by Emergency Order Nos. 14 and 18, shall have full force and effect.

Section 4. This Order shall take effect on October 9, 2020, at 5:00 p.m.

Executed on October 9, 2020.

/s/ Bruce Moe

City Manager Bruce Moe

Director of Emergency Services