CITY OF INDIAN HARBOUR BEACH
CITY MANAGER EXECUTIVE ORDER -2020-01

July 28, 2020

REQUIRING USE OF FACE COVERINGS Beginning 12:01 a.m. on Wednesday July 29, 2020 until 12:01 a.m. on September 10, 2020.

Pursuant to the authority vested in me as Indian Harbour Beach City Manager by the City Council the City of Indian Harbour, in accordance with Chapter 7.5 of the Code of Ordinances of City of Indian Harbour, I hereby affirm the Brevard County Countywide State of Emergency declared on March 14, 2020 for the COVID-19 Pandemic, which continues to be in effect within Indian Harbour Beach.

WHEREAS, on July 14 and 21, 2020, the Indian Harbour Beach City Council adopted Emergency Ordinances No. 2020-01 and 2020-02 implementing Face Covering regulations to reduce the spread of the deadly COVID-19 Virus within the city limits of the City of Indian Harbour Beach; and

WHEREAS, the legislative findings of Emergency Ordinances No. 2020-01 and 2020-02 remain in effect; and are incorporated into this Executive Order; and

WHEREAS, the Indian Harbour Beach City Council adopted Ordinance No. 2020-07 at its meeting on July 28,2020 creating an Emergency Management Chapter within the Code of Ordinances of the City and said ordinance delegates the authority to issue Executive Orders during a State of Emergency to the City Manager; and

WHEREAS, the Indian Harbour Beach City Council also confirmed the issuance by the City Manager of this Executive Order #2020-01 related to Face Covering regulations to reduce the spread of the deadly COVID-19 Virus within the city limits of the City of Indian Harbour Beach.

I hereby declare the following:

Section 1. Businesses Required to Post Face Coverings Policy on their Doorway

(a). Every business in the City of Indian Harbour Beach with a storefront that allows customers in their building for the purpose of purchasing goods and services, are required to post their Policy requirements for Face Coverings for their customers, patrons and employees. Should the business have a Policy requiring no face covering then such Policy must state that “This facility has a No Masks or Face Coverings Policy; however, according to city of Indian Harbour Beach mandate face coverings or masks are required unless a patron meets Social distancing or other exceptions to masks or face coverings adopted by the City of Indian Harbour Beach”

(b). “Face Covering” shall mean a uniform piece of material that securely covers a persons’ nose and mouth and remains affixed in place without the use of one’s hands, whether store-bought or homemade, concurrent with CDC guidelines.

(c) The Policy shall be posted on the entry doorway in a clearly visible manner for all customers to read prior to entering the business.

(d). All businesses are encouraged to prohibit entry of any person who is not wearing a face covering.
Section 2. Businesses required to mandate Face Coverings for all customers and employees

(a). Face Coverings are mandated for customers, patrons, employees and business invitees in the City of Indian Harbour Beach with a storefront that allows customers, patrons, employees, and business invitees in their building for the purpose of purchasing goods and services.

(b). The mandate shall be posted on the entry doorway in a clearly visible manner for all customers to read prior to entering the business.

Section 3. Face Coverings Required in Designated City Owned and Operated Facilities.

(a) Every Person living, working, or visiting the City of Indian Harbour Beach shall wear a face covering in the following City owned and operated facilities:

1. Indian Harbour Beach City Hall 2055 South Patrick Drive
2. Indian Harbour Beach Police Dept., 40 Cheyenne Court
3. Indian Harbour Beach Recreation Center 1233 Yacht Club Blvd.
4. Indian Harbour Beach Volunteer Fire Department 1116 Pine Tree Drive
5. Oars & Paddles Park Boathouse 1329 Banana River Drive

Section 4. Exceptions

The following exceptions shall apply to Sections 1-3 of this Executive Order.

1. Persons under the age of 6 years old.
2. Persons observing social distancing under the CDC Guidelines. "Social Distancing" shall mean keeping space between yourself and other people by staying at least 6 feet apart.
3. Persons who reside within the same household are not required to observe the social distancing CDC guidelines from each other.
4. Persons for whom a face covering would cause impairment due to an existing health condition.
5. Persons working in a business or profession who do not have interactions with other persons.
6. Persons exercising while maintaining social distancing; and
7. Persons working in a business or profession who maintain social distancing from another person.
8. Persons working in a business or profession where use of a face covering would prevent them from performing the duties of the business or profession.

9. Public safety, fire and other life safety and health care personnel, as their equipment requirements will be governed by their respective agencies.

10. Persons eating or drinking.

11. When a person who is hearing impaired needs to see the mouth of someone wearing a face covering in order to communicate.

Done and Ordered this 28th day of July, 2020.

Mark K. Ryan, City Manager