

AMENDED

**DIRECTOR OF EMERGENCY SERVICES
EXECUTIVE ORDER NO. 2020-08**

WHEREAS, in December 2019, a novel coronavirus known as SARS-CoV-2 was first detected in Wuhan, Hubei Province, People’s Republic of China, causing outbreaks of the coronavirus disease COVID-19 that has now spread globally; and

WHEREAS, on January 31, 2020, the United States Secretary of Health and Human Services declared a public health emergency in response to COVID-19; and

WHEREAS, on March 4, 2020, Governor Gavin Newsom declared a state of emergency to exist in California as a result of COVID-19; and

WHEREAS, on March 4, 2020, the Chair of the Los Angeles County Board of Supervisors and the Los Angeles County Health Officer declared a local emergency and a local health emergency, respectively, as a result of COVID-19; and

WHEREAS, on March 13, 2020, the President of the United States declared a national emergency as a result of COVID-19; and

WHEREAS, Calabasas Municipal Code section 2.44.060 empowers the Director of Emergency Services to proclaim the existence or threatened existence of a local emergency when the City is affected or likely to be affected by a public calamity and the City Council is not in session; and

WHEREAS, the City Manager, acting as the Director of Emergency Services, did proclaim the existence of a local emergency within the City on the 16th day of March 2020; and

WHEREAS, the City Council ratified the City Manager’s proclamation on March 16, 2020, and further ratified the City Manager’s Executive Orders responding to the local emergency issued to date on March 25, 2020 and April 22, 2020; and

WHEREAS, Government Code section 8634 states, “During a local emergency the governing body of a political subdivision, or officials designated thereby, may promulgate orders and regulations necessary to provide for the protection of life and property, including orders or regulations imposing a curfew within designated boundaries where necessary to preserve the public order and safety. Such orders and regulations and amendments and rescissions thereof shall be in writing and shall be given widespread publicity and notice.”

NOW, THEREFORE, I, Gary J. Lysik, City Manager of the City of Calabasas, as Director of Emergency Services, in accordance with the authority vested in me by Government Code section 8634, Calabasas Municipal Code section 2.44.060, and City Council Resolution No. 2020-1672 do hereby issue the following order to become effective immediately:

IT IS HEREBY ORDERED THAT:

1. Effective Friday, May 8, 2020, persons may use City and homeowners' association owned or other privately-owned parks solely for outdoor passive recreational activities while practicing social distancing. Outdoor passive recreation means individual or single-household activities, such as walking, jogging, running, biking, and similar activities, and does not include organized team sports or group gatherings, such as group exercise classes. Persons walking or exercising outdoors in a manner in which a minimum of six feet physical distance is maintained from any other person who is not a member of their household do not have to wear face coverings while recreating, but must carry a face covering and wear it if they encounter any person who is not a member of their household. A face covering can include bandanas, scarves, or cloth masks which covers both the mouth and nose of an individual. Usage is limited to green or landscaped spaces only and the following restrictions shall apply:

- a. Playgrounds, park restrooms, sports activity courts, basketball courts, tennis courts, swimming pools, gyms and fitness centers, community centers, and related parking lots within the City's borders remain closed. Swimming pools, and tennis, basketball, and other sports activity courts on a single-family residential parcel are exempt from this closure order.
- b. Homeowners associations and other private park owners may choose to open green spaces and lakes for passive recreation at their discretion. Any owner of a private park is required to implement the City's standard COVID-19 exposure control plan before the private park reopens, which includes control measures such as social distancing, face coverings and personal protective equipment, hygiene, decontamination procedures, and training, each as appropriate.
- c. Amended: Effective Friday, May 8, 2020, all trails and trailheads within the City of Calabasas may be used for outdoor passive recreational activities while practicing social distancing. Outdoor passive recreation means individual or single-household activities, such as walking, jogging, running, biking, and similar activities, and does not include

organized team sports or group gatherings, such as group exercise classes. Persons walking or exercising outdoors in a manner in which a minimum of six feet physical distance is maintained from any other person who is not a member of their household do not have to wear face coverings while recreating, but must carry a face covering and wear it if they encounter any person who is not a member of their household. A face covering can include bandanas, scarves, or cloth masks which covers both the mouth and nose of an individual.

- d. Amended: Effective Friday, May 8, 2020, all golf courses within the City of Calabasas may reopen for outdoor golf while practicing social distancing. Golf course pro shops and dine-in restaurants remain ordered closed. Each golf course must implement the City's standard COVID-19 exposure control plan before the golf course reopens, which includes control measures such as social distancing, face coverings and personal protective equipment, hygiene, decontamination procedures, and training, each as appropriate.

2. Amended: Effective Friday, May 8, 2020, automobile dealers and car dealership showrooms may reopen for sales, including test drives. Each automobile dealer may refuse admission or service to any individual who fails to wear a face covering as required by City order. All automobile dealers are further required to implement the City's standard COVID-19 exposure control plan, which includes control measures such as social distancing, face coverings and personal protective equipment, hygiene, decontamination procedures, and training.

3. Amended: Effective Friday, May 8, 2020, the following essential businesses and retailers may reopen, for retail sales to be completed by curb-side pickup or delivery: florists, toy stores, book stores, clothing stores, sporting goods stores, and music stores. These retail businesses may refuse admission or service to any individual who fails to wear a face covering as required by City order. These essential businesses are further required to implement the City's standard COVID-19 exposure control plan, which includes control measures such as social distancing, face coverings and personal protective equipment, hygiene, decontamination procedures, and training.

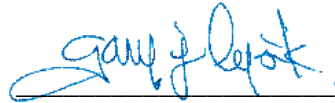
4. Failure to comply with this Order shall constitute a misdemeanor subject to fines and imprisonment as provided for by applicable law, including Calabasas Municipal Code section 2.44.100. I hereby urge the Los Angeles County Sheriff's Department and the City Attorney to vigorously enforce this Order pursuant to law. Further, the City's Code Enforcement Officers are hereby empowered to enforce

compliance with this order within the City of Calabasas, under Calabasas Municipal Code Chapter 1.17 and any other applicable law.

5. This Order shall be filed in the office of the City Clerk, posted at Juan de Anza Bautista Park, the Calabasas Tennis and Swim Center, Agoura Hills/Calabasas Community Center, Gelson's Market, at Calabasas City Hall, and published in a local newspaper.

6. If any provision of this Order to the application thereof to any person or circumstance is held to be invalid, the remainder of the Order, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of this Order are severable.

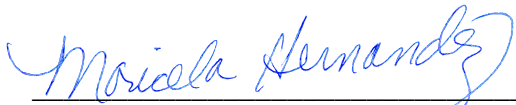
SO ORDERED.



Dr. Gary J. Lysik
Director of Emergency Services
City of Calabasas

May 6, 2020
Date signed

Attest:



Maricela Hernandez, City Clerk
Master Municipal Clerk
California Professional Municipal Clerk

APPROVED AS TO FORM:



Matthew T. Summers
Colantuono, Highsmith & Whatley, PC
Assistant City Attorney