

EMERGENCY EXECUTIVE PROCLAMATION 2020-006

July 29, 2020

TO: All Elected Officials, Department Heads, Division Chiefs, Boards and Independent Agencies – Consolidated City of Jacksonville

FROM: Lenny Curry, Mayor

SUBJECT: Proclamation Extending Declaration of Emergency and Order in Accordance with Chapter 674, *Jacksonville Ordinance Code* due to Continuing Emergency Conditions.

By virtue of the authority vested in me as Mayor by the Charter and as Chief Executive and Administrative Officer of the Consolidated Government, I hereby proclaim and extend the declaration of a state of emergency associated with the Novel Coronavirus Disease 2019 (COVID-19).

WHEREAS, on June 29, 2020, pursuant to Chapter 674, *Jacksonville Ordinance Code*, I executed and issued Emergency Executive Proclamation 2020-005, declaring a local state of emergency to respond to the threat posed to Duval County residents and visitors from the COVID-19 virus and to provide for and authorize imposition of emergency measures to locally address the pandemic; and

WHEREAS, the CDC advises that, while a significant portion of individuals with COVID-19 are asymptomatic, the virus can still spread between people interacting in close proximity—for example, speaking, coughing, or sneezing—even if those people are not exhibiting symptoms; and

WHEREAS, the CDC recommends wearing cloth face coverings or face shields in public settings where other social distancing measures are difficult to maintain or are not being followed in order to slow the spread of the virus and help people who may have the virus and do not know it from transmitting it to others; and

WHEREAS, the CDC defines “social distancing” as limiting close contact (less than 6 feet of separation) with others outside your household in indoor and outdoor spaces; and

WHEREAS, throughout the implementation of Emergency Executive Proclamation 2020-005, requests for clarification of certain portions of the mask mandate were received and, while all requirements of Emergency Executive Proclamation 2020-005 remain in effect, the below language provides clarification of the original intent concerning the ability to wear a face shield as a face covering, the exemption for public safety individuals applies only while such individuals are on duty, and the ADA accommodations are applicable to employees as well as customers. Furthermore, all other words expressed in the below mandate are defined consistent with generally acceptable and understood meanings unless otherwise defined herein; and

WHEREAS, Section 674.206(b), *Jacksonville Ordinance Code*, limits each emergency declaration to a period of thirty (30) days; however it also authorizes the Mayor to extend an emergency declaration for an additional thirty (30) days; and

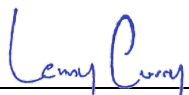
WHEREAS, because the emergency threat to the public's health, safety and welfare associated with the COVID-19 pandemic continues to endanger the Consolidated City, it is necessary to extend the emergency response authorities in Chapter 674, *Ordinance Code* in order to enable the Consolidated City of Jacksonville to continue to respond to its obligations under Governor DeSantis' Executive Orders 20-51 and 20-52 and to appropriately respond to the needs of Duval County and its citizens.

NOW THEREFORE, it is declared and ordered that Emergency Executive Proclamation 2020-005, as incorporated herein and as modified below, is hereby extended for an additional thirty (30) days and will continue in effect unless cancelled before that period of time has elapsed. This local state of emergency includes all of Duval County and the Consolidated Government (including the Beaches and Baldwin).

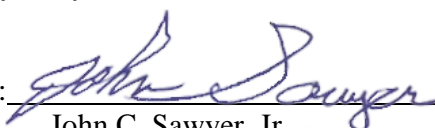
- (1) Every person over the age of six (6) who is in a public space shall wear a face mask or covering (including face shields) when not able to engage in social distancing.
- (2) Every operator, employee, customer or patron of a business establishment must wear a face mask or covering (including face shields) at all times while at that business establishment unless he or she is able to engage in social distancing or unless wearing a face mask or covering significantly interferes with the provision or receipt of goods or services offered or received at that establishment (i.e. patrons at a restaurant, clients at a barber shop or hair salon, patients at a dentist's office).
- (3) The operator and employees of a business establishment shall ensure that every individual in that establishment complies with this Proclamation.
- (4) Public safety, fire, law enforcement, and other life safety personnel are exempted from this requirement while on duty, as their personal protective equipment requirements will be governed by their respective agencies.

ADA ACCOMODATION. When a customer or employee of a business establishment asserts that he or she has a disability that prevents the individual from wearing a face mask or covering (including face shields), the owner, manager, or employee of the business establishment may exclude the individual, even if they have a disability, as they pose a direct threat to the health and safety of employees and other customers, even if asymptomatic, and shall accommodate the disabled individual in a manner that does not fundamentally alter the operations of the business establishment nor jeopardize the health of that business's employees and other customers, such as providing curb service or delivery or other reasonable accommodation.

Be it so proclaimed:



Lenny Curry, Mayor

Attested by: 
John C. Sawyer, Jr.
Corporation Secretary



Effective as of the 29th day of July, 2020 at 5:00 P.M..

Form Approved:

A handwritten signature in blue ink, appearing to read 'J. Gabriel', is written over a horizontal line.

Jason Gabriel, General Counsel

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