

CITY OF SEAL BEACH

**FIFTH SUPPLEMENT TO PROCLAMATION OF EXISTENCE
OF A LOCAL EMERGENCY BY THE EMERGENCY SERVICES DIRECTOR**

WHEREAS, City of Seal Beach Municipal Code Section 3.25.020 empowers the City Manager as the Director of Emergency Services to proclaim the existence or threatened existence of a local emergency when said city is affected or likely affected by a public calamity and to issue orders necessary to respond to the local emergency; and

WHEREAS, on March 13, 2020 the City Manager/Emergency Services Director of the City of Seal Beach proclaimed a local emergency to help the City and the region prepare for and respond to the public health crisis created by the spread of the COVID-19 virus, which proclamation was ratified by the City Council on March 19, 2020; and

WHEREAS, on March 13, 2020, the President of the United States also declared a national emergency, joining the State of California and the County of Orange in making resources available to fight the spread of the virus and imposing or suggesting certain restrictions; and

WHEREAS, on March 16, 2020 the President requested that people avoid non-essential travel and congregating in groups of 10 or more, among other precautions; and

WHEREAS, Governor Newsom has issued an Order that all persons “stay at home” with certain limited exceptions and for persons to comply with “social distancing” requirements when out in public; and

WHEREAS, the City Manager has previously ordered, and the City Council has confirmed, the closure of beaches and associated facilities in the City to prevent gatherings and slow the spread of COVID-19; and

WHEREAS, the City Manager has previously ordered, and the City Council has confirmed, the closure of the Seal Beach Tennis Center and other tennis courts in the City to prevent gatherings and slow the spread of COVID-19; and

WHEREAS, on April 30, 2020 the California Office of Emergency Services issued a letter indicating that all Orange County beaches were to be closed; and

WHEREAS, the City Council and staff have prepared a four-phase “Beach in Motion” beach re-opening plan that will allow limited access to the beach and ocean in the City by individuals who remain in active motion during limited hours as necessary to protect public health and safety; and

WHEREAS, the City’s “Beach in Motion,” plan, was approved by the Governor’s office on May 5, 2020 and is available on the City’s website; and

WHEREAS, the City Council and staff have prepared a three-phase plan to re-open the Seal Beach Tennis Center and other tennis courts in the City with limitations necessary to protect public health & safety; and

WHEREAS, this fifth supplement to the Proclamation of Local Emergency is necessary to protect public health, safety, life and property in the City.

NOW, THEREFORE, I, Jill R. Ingram as City Manager and Director of Emergency Services for the City of Seal beach, do hereby issue the following order:

1. PHASE ONE of the City’s “Beach in Motion” Plan shall be in effect at sunrise on May 11, 2020. City beaches will be open from sunrise to sunset, Monday through Thursday for active, non-gathering recreation uses only. City beaches will close on Thursdays at sundown and will reopen the following Mondays at sunrise. This first phase will be in effect until terminated, or until Phase Two is warranted and can be implemented.

Phase One PERMITTED ACTIVITIES on the Beach - Active, Non-Gathering Uses Only:

- Comply with social distancing requirements of State and County health orders.
- Beaches and ocean are open to active, non-gathering recreation only (walking, running, swimming, surfing, paddle boarding, skim-boarding, kayaking, fishing, kiteboarding etc.) where the participant keeps moving along the beach or in the ocean.
- Parking with a vessel trailer/rack in boat launch lots only (Sunset Aquatic Park).

Phase One PROHIBITED ACTIVITIES on the Beach - No Passive Use, Games or Gatherings:

- No gatherings of any kind, games, loitering, sunbathing, or other passive activities.
- No beach towels, blankets, easy-ups, tents, umbrellas, ice chests, etc.
- No sitting or lying on the beach.
- No setting up chairs and staying in place.
- No picnics, coolers, or tables.
- No use of the beach between sunset and sunrise the next morning Mondays through Thursday.
- No use of the beaches between sunset Thursday and sunrise the following Monday.

The Seal Beach Police Department and Marine Safety Department staff will be present to enforce the times and requirements of Phase One of the “Beach in Motion” plan. Those who violate any provision of this Supplemental Order may be cited and/or arrested for a misdemeanor violation, which carries a possible fine of up to \$1,000 and/or jail time under Seal Beach Municipal Code **§ 3.25.030 B – CIVIL DEFENSE AND DISASTER – Prohibitions.**

Restrictions on beach activities are in place to encourage and maintain social distancing, protect all members of the Seal Beach community, protect all City staff, and to help stop the spread of COVID-19 infection.

“Beach in Motion” is an adaptive re-opening plan and each phase will be enacted as warranted and on a trial basis. The City will advance to the next phase only if the City Manager and Chief of Police believe the activities in each phase can be managed to comply with the then-current directives regarding social distancing and large gatherings. If it is determined that any phase is attracting or encouraging large gatherings or creating an environment whereby social distancing

cannot be maintained, the City will reassess and consider reverting to a previous phase that corresponds with the current public health guidelines or closing the beach until compliance can be attained.

2. PHASE ONE of the City's re-opening plan for City of Seal Beach tennis facilities, which is available on the City's website, shall be in effect at 8:00 a.m. on May 11, 2020, at which time the Seal Beach Tennis Center and City tennis courts at McGaugh School, Marina Park and Heather Park shall be open for play. Seal Beach Tennis Center will be open between the hours of 8:00am to 1:00pm and 6:00pm to 8:30pm Monday through Friday and 8:00am to 1:00pm Saturday and Sunday subject to the Phase One rules below. This first phase will be in effect until terminated, or until Phase Two is warranted and can be implemented.

Phase One PERMITTED ACTIVITIES at tennis facilities:

- Comply with social distancing requirements of State and County health orders.
- Access to the Seal Beach Tennis Center is for members only at this time.
- Players must leave the premises and the parking lot immediately after finishing play.
- Follow USTA and other City guidelines for use of new balls, players bringing their own water, towels, etc.
- Teaching is permitted only in private or semi-private groups only.
- Pickle ball courts will be set-up for two courts on a tennis court only.
- Reservations may be required.

Phase One PROHIBITED ACTIVITIES at tennis facilities:

- No gatherings of any kind.
- Restrooms, locker rooms, gyms, clubhouse, activity rooms will all remain closed.
- No guests permitted at the Tennis Club.
- No sharing of equipment.
- No group teaching, practice or lessons.
- No use of tennis courts for non-tennis activities.
- No league play.

The tennis re-opening plan is adaptive and each phase will be enacted as warranted and on a trial basis. The City will advance to the next phase only if the City Manager and Chief of Police believe the activities in each phase can be managed to comply with the then-current directives regarding social distancing and large gatherings. If it is determined that any phase is attracting or encouraging large gatherings or creating an environment whereby social distancing cannot be maintained, the City will reassess and consider reverting to a previous phase that corresponds with the current public health guidelines or closing the tennis facilities until compliance can be attained.

3. The City will continue to monitor COVID-19 disease spread, State, County, and CDC recommendations, and the impact of the required measures, and as needed, may revisit, repeal,

extend, expand, or otherwise modify part or all of this Supplemental Order to protect the public's health and safety.

4. Any violation of this or other Orders shall be punishable as a violation of Seal Beach Municipal Code Section 3.25.030 and other applicable laws. Vehicles parked in parking lots in violation of this Order may be ticketed and/or towed.

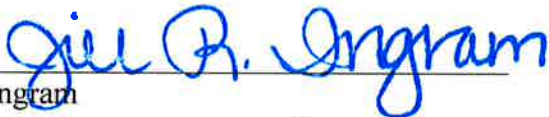
5. City staff are authorized to take necessary steps to prepare for and implement this Supplemental Order as directed by their Department Heads.

6. All provisions of any previous Order that are inconsistent with this Supplemental Order are hereby repealed. This Supplemental Order does not open any City facility not specifically mentioned herein.

7. This Order is subject to review and ratification by the Seal Beach City Council as soon as practical.

Effective Date: May 11, 2020

Time: Sunrise or as noted herein.

By: 
Jill R. Ingram
City Manager and Director of Emergency Services
City of Seal Beach