EMERGENCY ORDER NO. 20-05

AN EMERGENCY ORDER OF THE DIRECTOR OF EMERGENCY SERVICES OF THE CITY OF GOLETA, CALIFORNIA, TO CLOSE BEACH PARKING LOT

The Director of Emergency Services of the City of Goleta does hereby find as follows:

SECTION 1. Recitals.

A. 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 which has been named “coronavirus disease 2019,” abbreviated COVID-19, (“COVID-19”).

B. 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 a broader spread of COVID-19.

C. On March 12, 2020, the Santa Barbara County Public Health Officer declared a local and public health emergency in response to increased COVID-19 spread across the country and Santa Barbara County.

D. On March 13, 2020, the President of the United States of America declared a national emergency and announced that the federal government would make emergency funding available to assist state and local governments in preventing the spread of and addressing the effects of COVID-19.

E. On March 17, 2020, the City Council adopted Resolution 20-18 which ratified the City Manager’s emergency declaration and imposed attendant orders to close restaurants, gyms, movie theaters and the like; to prohibit the use of City play structures and exercise equipment in its parks; and to prohibit residential and commercial evictions based on nonpayment of rent due to loss of income from the COVID-19 pandemic.

F. On March 19, 2020, the Governor of the State of California, also issued Executive Order N-33-20, an Order of the State Public Health Officer ordering all individuals living in California to stay home or at their place of residence except as needed to maintain continuity of operations of outlined federal critical infrastructure sectors.

G. The Centers for Disease Control and Prevention, the California Department of Health, and the Santa Barbara County Department of Public Health have all issued recommendations including but not limited to strict adherence to social distancing guidelines, canceling or postponing group events, working from home, and other
precautions to protect public health and prevent transmission of this communicable virus. Other counties throughout the state have similar directives.

H. The County Health Officer has reported a sharp increase in new confirmed COVID-19 cases and hospitalizations in the County.

I. According to the County Health Officer, evidence demonstrates that the timing of these increases is in line with the reopening of key sectors, including bars and indoor operators of certain business that have been found to promote the mixing of populations beyond households, and activities within these businesses make adherence to social distancing and consistently wearing a face covering difficult.

J. On June 28, 2020, Governor Newsom ordered the closure of bars, breweries, brewpubs, and pubs in counties that have been on the State’s County Monitoring list, which includes the County of Santa Barbara.

K. On July 1, 2020, Governor Newsom ordered the closure of indoor operations of restaurants, wineries, movie theaters, family entertainment centers, zoos, museums and cardrooms in counties that have been on the State’s County Monitoring list, which includes the County of Santa Barbara.

L. On July 2, 2020, the County Health Officer issued Health Officer Order No. 2020-12.3 which ordered the closure of all brewpubs, breweries, bars, and pubs (indoors and outdoors) and indoor operations of all businesses included in the Governor’s order on July 1, 2020.

M. The Fourth of July weekend annually draws large crowds of individuals to beaches located throughout the County. These large gatherings make social distancing efforts impracticable and bring together individuals that are not members of the same household, thereby facilitating community transfer of the disease. Stringent preventive measures are necessary to protect the health and safety of residents, in light of the recent and alarming increase of confirmed COVID-19 cases and hospitalizations.

N. In anticipation of the potential for large gatherings at beaches over the Fourth of July weekend, the Governor is closing vehicular access to State beaches, the County is prohibiting passive non-exercise activity on its beaches, and the cities of Santa Barbara and Carpinteria are closing the parking lots to their beaches.

O. This Order is an exercise of the Director of Emergency Services’ emergency powers as provided for under State law and Chapter 2.10 of the Goleta Municipal Code, is temporary in nature and intended to protect the peace, health, and safety of the public, and to protect life and property as affected by the emergency.

P. The City Council of the City of Goleta is not in session (and cannot immediately be called into session).
SECTION 2. The Director of Emergency Services hereby closes the Sperling Parking Lot at Ellwood Mesa located at the 7700 Block of Hollister Avenue.

SECTION 3. Severability. If any section, subsection, sentence, clause, phrase or word of this order is found to be unconstitutional or otherwise invalid by any court of competent jurisdiction, such decision shall not affect the remaining provisions of this order.

SECTION 4. Effective Date and Termination. This Order shall become effective at 12:01 a.m. (PDT) July 3, 2020 and continuing until 6:00 a.m. (PDT) July 6, 2020.

July 2, 2020  4:26 p.m.
Date and Time

Michelle Greene
City Manager & Director of Emergency Services

APPROVED AS TO FORM:

Michael Jenkins
City Attorney