



**EMERGENCY ORDER NUMBER 7
PALM BEACH COUNTY COVID-19
RECREATIONAL FACILITIES**

WHEREAS, COVID-19, a respiratory illness caused by a virus that spreads rapidly from person to person and may result in serious illness or death, constitutes a clear and present threat to the lives, health, welfare, and safety of the people of Palm Beach County; and

WHEREAS, on March 9, 2020, Governor Ron DeSantis, issued Executive Order 20-52 declaring a state of emergency for the State of Florida as a result of COVID-19; and

WHEREAS, on March 13, 2020, pursuant Section 252.38(3)(a)(5), Florida Statutes, Palm Beach County declared a local State of Emergency due to the Coronavirus pandemic, which has since been extended in accordance with applicable law; and

WHEREAS, on March 24, 2020, Governor Ron DeSantis also issued Executive Order 20-83 directing the State Surgeon General and the State Health Officer to issue a public health advisory for senior persons and persons that have a serious underlying medical condition that places them at a high risk of severe illness from COVID-19 to stay at home. Such conditions include, but are not limited to, chronic lung disease or moderate to severe asthma; serious heart conditions; immunocompromised status, including those in cancer treatment; and severe obesity; and

WHEREAS, Governor Ron Desantis has issued a number of subsequent Executive Orders in response to the COVID-19 pandemic, including Executive Order 20-112, a Phase 1: Safe Smart Step-by-Step Plan for Florida's Recovery, under which the Governor re-opened certain businesses, and Executive Order 20-120 which, among other things, served to include Palm Beach County under Phase 1; and

WHEREAS, the County Administrator pursuant to the authorities cited below has issued various Emergency Orders including Emergency Order 2020-005 providing for the phased restart of boating and marine activities, golf courses, public parks and natural areas, tennis courts and community pools, effective on April 29, 2020; and

WHEREAS, Palm Beach County desires to clarify various provisions of Emergency Order 2020-005 and to take additional actions related to recreational facilities to further the restart objectives while minimizing the spread of COVID-19 within Palm Beach County;

NOW, THEREFORE, IT IS HEREBY ORDERED pursuant to Palm Beach County Code Chapter 9, Article II, Section 9-35, as well as the authorities granted to me by Declaration of Emergency issued by Governor DeSantis in Executive Order 20-52, by Chapter 252, Florida Statutes, by the Board of County Commissioners, by the Palm Beach County Comprehensive Emergency Management Plan, and as otherwise provided by law, I hereby order as follows:

1. The foregoing recitals are hereby incorporated herein by reference.
2. This Order applies in all incorporated and unincorporated areas of Palm Beach County.
3. Emergency Order 2020-005 is hereby amended as follows:
 - a. Section 7 is deleted in its entirety and replaced with the following:

Section 7. Public Parks, Private Parks, and Natural Areas. All public and private parks and natural areas in Palm Beach County, may reopen as set forth in Attachment 4, Revision 1 entitled "Public Parks, Private Parks, and Natural Areas Reopening Guidelines." Such areas may be open for the safe, responsible enjoyment of passive and limited active use. Such activities should be done in accordance with CDC guidelines and in compliance with the requirements set forth in Attachment 4, Revision 1.

- b. Attachment 2 is hereby deleted in its entirety and replaced with Attachment 2, Revision 1 entitled "Boating and Marine Activity Requirements." All references to Attachment 2, shall be replaced with Attachment 2, Revision 1.
- c. Attachment 3 is hereby deleted in its entirety and replaced with Attachment 3, Revision 1, entitled "Golf Requirements." All references to Attachment 3, shall be replaced with Attachment 3, Revision 1.
- d. Attachment 4 is hereby deleted in its entirety and replaced with Attachment 4, Revision 1, entitled "Public Parks, Private Parks, and Natural Areas Reopening Guidelines." All references to Attachment 4, shall be replaced with Attachment 4, Revision 1.

- e. Attachment 5 is hereby deleted in its entirety and replaced with Attachment 5, Revision 1, entitled "Tennis Courts and Community Pools Reopening Guidelines." All references to Attachment 5, shall be replaced with Attachment 5, Revision 1.

All other provisions of Emergency Order 2020-005 remain in full effect.

- 4. Any provision(s) within this Amendment that conflict(s) with any state or federal law or constitutional provision, or conflict(s) with, or are superseded by, a current or subsequently-issued Executive Order of the Governor or the President of the United States, shall be deemed inapplicable and deemed to be severed from this Amendment, with the remainder of the Amendment remaining intact and in full force and effect. To the extent application of some or all of the provisions of this Amendment is prohibited on the sovereign land of a federally or state recognized sovereign or Indian tribe, such application is expressly excluded from this Amendment. The provisions of this Amendment shall supersede the specific provisions of any previously issued County Emergency Order that is contrary to or in conflict with this Amendment.
- 5. This Amendment shall be effective as of 12:01 a.m. on May 18, 2020. This Amendment shall expire upon the expiration of the existing State of Local Emergency, as same may be extended by subsequent order or declaration, unless earlier terminated by subsequent order.

PALM BEACH COUNTY

**APPROVED AS TO
LEGAL SUFFICIENCY**

By: *Verdenia C. Baker*
County Administrator

By: *Denise Marie Niemn*
County Attorney

May 16, 2020
Date

**ATTEST
CLERK & COMPTROLLER**
By: *Shawn R. Back*
Deputy Clerk

ATTACHMENT 2 – REVISION 1
BOATING AND MARINE ACTIVITY REQUIREMENTS

A. Marinas, Boat Docks, Ramps, and Other Launching Venues.

1. Services Provided: Marinas, boat docks, boat ramps, and any other venues used for launching vessels for recreational purposes, as well as dry stack storage facilities, (collectively, “Launching Venues”), shall be allowed to operate provided that CDC Guidelines, including all social distancing guidelines, are adhered to. Launching Venue retail operations may operate in accordance with State of Florida Office of the Governor Executive Order 20-112 and related subsequent orders.
2. Restaurants: Restaurant operations at Launching Venues may operate in accordance with State of Florida Office of the Governor Executive Order 20-112 and related subsequent orders .
3. Facial Coverings: In accordance with CDC Guidelines, in addition to practicing social distancing, Launching Venue staff, as well as customers, should utilize personal protective equipment, including, but not limited to, face coverings and gloves.
4. Boat Distances and Overnight Parking: All vessels on the water, including but not limited to boats, shall remain at least 50 feet apart at all times. Overnight parking, whether vehicles or vessels, at boat ramps is prohibited.

B. Marine Activities.

1. Marine recreational activities including, but not limited to, fishing, jet skiing, and recreational boating, shall be allowed in accordance with CDC Guidelines, however the following activities remain prohibited:
 - a. Boating and any recreational activities that do not comply with CDC Guidelines, including, but not limited to, any activities that do not allow for proper social distancing.
 - b. Flotillas, which include but are not limited to, two or more boats traveling together or anchored within 50 feet of each other.
 - c. Any activities resulting in gatherings of more than 10 people.
 - d. Rafting up of boats, which includes but is not limited to, the roping or tying together of boats or vessels.
 - e. Beaching, landings, anchoring, or mooring of vessels on sandbars islands, and open shorelines.

f. Any non-commercial boating that exceeds the following capacity limitations:

Boats 25' or less: 4 adult passengers maximum, plus children 17 and under.
Maximum of 6 people on the boat.

Boats 26' - 36': 6 adult passengers maximum, plus children 17 and under.
Maximum of 8 people on the boat.

Boats 37'-60': 8 adult passengers maximum, plus children 17 and under.
Maximum of 10 people on the boat.

Boats over 60': 10 passengers maximum, not including crew members.

C. Charter Boats, Fishing Boats, and Dive Boats.

1. Charter boats, fishing boats, and dive boats ("Commercial Recreational Vessels"), may resume operations provided that CDC Guidelines, including all social distancing guidelines, are adhered to. In addition, Commercial Recreational Vessels shall adhere to the following restrictions:

- a. Any services offered in connection with Commercial Recreational Vessels that do not comply with CDC Guidelines, including, but not limited to, any activities that do not allow for proper social distancing, are prohibited.
- b. All patrons utilizing Commercial Recreational Vessels should have their own equipment, including, but not limited to, fishing poles and tackle.
- c. All restrooms on Commercial Recreational Vessels shall post CDC cleanliness guidelines. Soap, water, and/or hand sanitizer for patrons is required. Restrooms shall be cleaned and disinfected regularly throughout the day.
- d. All Commercial Recreational Vessels shall delineate patron seat positions, including, but not limited to, dive seats and fishing positions, a minimum of 6 feet apart by utilizing tape or any other adhesive to ensure proper social distancing. In addition, all landside services relating to Commercial Recreational Vessels that require patrons to form a line shall delineate, utilizing tape or any other adhesive, 6 feet distances to ensure proper social distancing.
- e. All fish cleaning/bait stations shall be limited to one person per station at a time. In addition, proper cleaning and sanitation process shall be practiced.
- f. Any fish filleting services offered in connection with Commercial Recreational Vessels shall be limited to one mate per table.

- g. In accordance with CDC Guidelines, in addition to practicing social distancing, all persons utilizing Commercial Recreational Vessels, whether on the dock, on board, or as part of the landside operations, including, but not limited to, the captain, crew, and patrons, should utilize personal protective equipment, including, but not limited to, face coverings and gloves.
- h. With regard to dive boats, no more than 10 people shall be on the deck of a vessel at any given time. In addition, dive shops in support of diving operations may only operate to fill dive tanks by appointment only. Such service shall be done by curbside pickup and delivery.

D. Rentals of Jet Skis, Boats, Canoes, Kayaks, and Paddle Boards.

1. Rentals of jet skis, boats, canoes, kayaks, and paddle boards may resume operations provided that CDC Guidelines, including all social distancing guidelines, are adhered to. In addition, the following restrictions shall apply:

- a. Jet Ski Rentals: Jet ski rental operations shall be limited to single riders only (or to one adult and one immediate child family member).
- b. Boat Rentals: Boat rental companies shall adhere to the same guidelines applicable to all boating activities set forth in this Order, including this Attachment.
- c. Canoes/Kayaks/Paddle Boards: shall be limited to single person use or two-person use if 6 feet distancing is possible. Canoes/kayaks/paddle boards.

E. Marine Construction, Repair, and Commercial Fishing.

1. Marine construction, vessel/engine repairs and maintenance and commercial fishing may resume operations provided that CDC Guidelines, including all social distancing guidelines, are adhered to. In addition, commercial fishing, commercial marine operations, and support services thereto are permitted to continue to operate as previously provided in PBC Emergency Order 2020-001a.

2. Commercial Fishermen with proper license documentation will continue to have 24-hour access to designated ramp sites; this access shall also include fishing guides who carry less than four passengers and possess a commercial charter, six-pack or higher Captain's license and a county registered business license.

F. Saltwater and Freshwater Boat Ramp/Launch Protocol.

- 1. Saltwater and freshwater boat ramps ("Boat Ramps") may be utilized provided that CDC Guidelines, including all social distancing guidelines, are adhered to. In addition, the following protocol shall be followed:

- a. Boat Ramps shall be open sunrise to sunset except for when utilized by commercial boats (24-hour access at designated sites) unless further modified by appropriate authorities.
- b. One (1) boat per launch ramp bay at a time. Vessels must be prepared in advance to launch (i.e., plug secured, dock lines tied, safety equipment and provisions already onboard). All passengers must board the vessel once it is launched.
- c. Upon returning to the dock all passengers must remain on the vessel until the boat is ready to be loaded onto the trailer. Once loaded, the passenger(s) shall return to their vehicle(s) and exit the launch facility together.

G. Fishing Piers, Fish Cleaning Stations, Public Restrooms/Ship Stores, and Fuel Docks

1. Fishing piers, fish cleaning stations, public restrooms, ship stores (bait and tackle), and fuel docks may operate and be utilized provided that CDC Guidelines, including all social distancing guidelines, are adhered to. In addition, the following protocol shall be followed:
 - a. Fish cleaning stations: Shall be limited to access by one (1) person per station at a time. Proper cleaning and sanitation processes should always be practiced.
 - b. Fishing piers: Physical distancing at a minimum of 10 feet between fishermen must be followed.
 - c. Public restrooms: Access to public restrooms shall be available. Restrooms shall be cleaned and disinfected regularly throughout the day. Soap and water or hand sanitizer and/or disinfectant wipes shall be provided in each restroom.
 - d. Ship stores (bait and tackle): Those entering ship (bait & tackle) stores should, in accordance with CDC Guidelines, in addition to practicing social distancing, utilize personal protective equipment, including, but not limited to, face coverings.
 - e. Fuel docks: Shall be permitted to operate in compliance with CDC Guidelines.

ATTACHMENT 3- REVISION 1 GOLF REQUIREMENTS

3a: Golf Course Requirements

All municipal, public, and privately-run golf courses in Palm Beach County shall adhere to the following:

1. Play shall be set-up for walking, single-rider golf cart, or shared cart for families living in the same household. Course staff shall confirm household verification by ID. Shared carts shall be marked and identified by a small colored flag to indicate verified family sharing.
2. A course's practice facilities, including driving ranges, may open. The practice facilities shall be set up so that golfers are spaced at least 10 feet apart and golfers shall not congregate on or near the driving range.
3. Golf instruction and club fitting may be conducted on an individual basis where strict social distancing is followed.
4. Players shall arrive no earlier than 45 minutes prior to tee times. Players shall not congregate near the check-in or starter's booth.
5. Staff shall not handle bags, clubs, or other equipment, or transport these items to and from parking lot: players will be responsible for bringing their golf equipment to a designated area.
6. Except for restaurant facilities, clubhouses shall remain closed: no indoor events will be conducted.
7. All League, Clinic, Camp, Youth and other organized activities remain suspended.
8. Caddy service shall not be available.
9. Restaurants may open for take-out service or on-premises consumption of food and beverage in accordance with State of Florida Office of the Governor Executive Order 20-112 and related subsequent orders.
10. In the event that golf course restaurants are open for take-out service, designated signage shall be placed on carts and around the clubhouse with the phone number to call for food orders and an explanation of how to pay, if such service is offered by the facility.
11. There shall be no club storage or retrieval by staff except as required under the Americans with Disabilities Act.

12. Check in and payment shall be conducted in compliance with the CDC guidelines available at <https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/social-distancing.html> and in Attachment 1 as amended. Remote check-in procedures are encouraged. Access to the pro shop shall be limited and controlled to ensure social distancing guidelines are met in accordance with State of Florida Office of the Governor Executive Order 20-112 and related subsequent orders.

13. Club Staff should wear protective equipment as recommended by the CDC Guidelines.

14. Tee times shall be maintained at a minimum of 9-minute intervals for purposes of social distancing.

15. Food and beverage carts shall be allowed with staff wearing protective equipment and utilizing procedures that maintain best sanitary practices and social distancing guidelines, including:

- Staff will be required to wear a facemask and gloves;
- Signage will be placed on beverage carts stating that no player will be allowed to touch anything on the beverage cart; and
- Only cart attendant will distribute items from the cart.

16. Designated signage shall be placed outside the pro-shop and clubhouse outlining the social distancing and facial covering mandates of the CDC Guidelines.

17. A swimming ‘noodle’ or similar device shall be used to fill the hole, or the cup will be raised an inch above ground to prevent the ball from going in the hole. Players shall be informed not to touch or remove flagsticks from the cups at all times; unless a touchless ball removal device is used.

18. Rakes in all bunkers shall be removed: the USGA suggests golfers play preferred lie and players to “rake” with their feet.

19. All sand containers, scorecards, pencils, tees, towels, coolers or other shared materials shall be removed from golf carts and only issued to individuals when requested from starter. Where appropriate, such items shall thereafter be discarded after their initial use. Non-disposal items shall be thoroughly disinfected by staff prior to use by subsequent golfers.

20. All ball washers accessible to players will be removed or locked down.

21. When playing, golfers shall practice social distancing per the CDC Guidelines.

22. On-course and club restrooms shall be cleaned and disinfected regularly throughout the day.

23. Soap and water, or hand sanitizer and/or disinfectant wipes, shall be provided in each restroom.
24. All portable water stations shall be removed. Pre-wired water stations may be used to fill water containers. Golfers shall be instructed to use their gloved hand for water access.
25. Golfers shall be instructed to bring their own water and bottles for proper hydration; restrictions are lifted for personal coolers containing water.
26. Golf carts shall be cleaned and disinfected after each round.
27. Players shall not congregate after play. Players shall leave the golf facility immediately upon completion of play.
28. Courses shall distribute course rules and the list of Golfer Responsibilities (Attachment 3b. titled “Golfer Responsibilities”) upon check-in.

3b: Golfer Responsibilities

1. Players shall arrive no earlier than 45 minutes prior to tee times.
2. Staff shall not handle bags, clubs, or other equipment, or transport these items to and from parking lot: players will be responsible for bringing their golf equipment to a designated area.
3. Players shall not touch or remove flagsticks from the cups at any time (any putts that hit the swimming “noodle” or similar device used to fill the hole, or the cup, will be considered holed), unless a touchless ball removal device is used.
4. Rakes in all bunkers shall be removed by golf course staff: the USGA suggests golfers play preferred lie and players to “rake” with their feet.
5. When playing, golfers should maximize physical distance per CDC Guidelines at <https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/socialdistancing.html> and attached to Palm Beach County Emergency Order No. 5, including any amendments thereto. All players shall stay at least six (6) feet apart at all times, and a course ranger or other staff member shall monitor player compliance on the course.
6. Play is set-up for walking, single-rider golf cart, or shared cart for families living in the same household. Course staff shall confirm household verification by IDs, supplied by golfers. Shared carts shall be marked and identified by a small colored flag to indicate verified family sharing.
7. Golfers shall bring their own water bottles and personal coolers containing water

for proper hydration. When utilizing pre-wired water stations to fill water containers, golfers shall use their gloved hand for water access.

8. Golfers are encouraged to change shoes in the parking lot and bring their own hand sanitizer.

9. All golfers shall not congregate after play and shall leave the golf facility immediately upon completion of play to eliminate congestion and gathering on the property or in the parking lot.

ATTACHMENT 4 - REVISION 1
PUBLIC PARKS, PRIVATE PARKS, AND NATURAL AREAS REOPENING
REQUIREMENTS

A. Public parks, private parks, and natural areas requirements:

1. Public county and municipal parks, private parks, and natural areas may reopen provided that CDC Guidelines, including all social distancing guidelines, are adhered to.
2. Police, park rangers, and designated facility staff shall patrol parks and natural areas and monitor and ensure compliance with physical distancing guidelines.
3. Parks shall follow CDC Guidelines to keep open facilities clean and sanitized. Restroom availability may be limited.
4. Park hours shall be sunrise to sunset unless further modified by appropriate authorities.
5. Natural areas, trails, jogging paths (one-way, unidirectional) are only open for walking, running, strolling, biking, and equestrian riding, where otherwise allowed.
6. Fishing, canoeing/kayaking, fresh water boat ramps, water skiing, wake boarding, disc golf, canoe, kayak and bicycle rental, dog parks, supervised skate parks and bicycle tracks, are permitted as long as CDC Guidelines, including, but not limited to, social distancing are practiced and supervision is in place in skate parks and bicycle tracks.
7. Equestrian facilities may reopen provided that CDC Guidelines including, but not limited to, proper social distancing are followed.

B. Restriction of recreational activities in public parks, private parks, and natural areas:

1. All park playgrounds, play and exercise equipment shall remain closed.
2. Picnic pavilions shall remain closed.
3. Use of water fountains is prohibited.
4. Basketball courts may be open.
5. Tennis, racquetball, and pickleball courts may be open.
6. Recreation buildings and gymnasiums may reopen subject to 50% capacity limitations and social distancing guidelines included in State of Florida Office of the Governor Executive Order 20-112 and related subsequent orders.
7. Campgrounds shall remain closed.

8. Field sports are prohibited.
9. Recreational programming, organized sports or activities are prohibited.
10. Congregating in groups of 10 or more persons is prohibited.
11. Use of shared sports equipment is prohibited.
12. Spectator events are prohibited.
13. Food and beverage concessions are permitted in accordance with State of Florida Office of the Governor Executive Order 20-112 and related subsequent orders.

ATTACHMENT 5 – REVISION 1
TENNIS COURTS AND COMMUNITY POOLS REOPENING GUIDELINES

A. Tennis Courts: Tennis and outdoor racquet facilities may reopen, and doubles play is permitted, provided that CDC Guidelines, including all social distancing guidelines, are adhered to. In addition, the following restrictions shall apply:

1. No congregating on the court or sidelines is permitted.
2. Locker room and shower facilities shall remain closed. Restrooms must be cleaned and disinfected regularly throughout the day. Soap and water or hand sanitizer and/or disinfectant wipes shall be provided in each restroom.
3. It is the responsibility of staff or management to ensure compliance with this order.
4. Tennis instruction may be conducted on an individual basis where strict social distancing is followed.

B. Community Pools:

1. For purposes of this Order, “Community Pools” are defined as any and all pool decks and/or pools, whether of a commercial or noncommercial nature, other than one located on a single family residential lot, a single townhouse unit, or any part of a duplex lot, and which is utilized only by inhabitants of that lot or unit. Examples of Community Pools include, but are not limited to, hotel pools, motel pools, apartment building pools, homeowner association pools, condominium association pools, aquatic centers, or any other facilities that are authorized for use by more than one family.
2. Community Pools may reopen provided that CDC Guidelines, including all social distancing guidelines, are adhered to. In addition, the following restrictions shall apply:
 - a. Pool capacity shall be limited to ensure that social distancing in accordance with CDC Guidelines is maintained at all times.
 - b. Locker room and shower facilities shall remain closed. Restrooms may remain open and shall be cleaned and disinfected regularly throughout the day. Soap and water or hand sanitizer and/or disinfectant wipes shall be provided in each restroom.
 - c. Pool deck seating or lounging shall be restricted to ensure social distancing in accordance with CDC Guidelines.
 - d. Staff that is authorized to manage the Community Pool, or their designee, including, but not limited to, Community Pool staff, management company staff, volunteers, board members, or any other authorized persons, shall provide

notice, either electronically, by mail, and/or by posting at the Community Pool or any other place where messages are traditionally posted, one or more notices indicating that all users of Community Pools shall abide by any and all social distancing guidelines, including, but not limited to, the CDC Guidelines, and that said users of Community Pools bear the responsibility of such compliance and assume the full risk of utilizing the Community Pools.

- e. Staff that is authorized to manage the Community Pool, or their designee, including, but not limited to, Community Pool staff, management company staff, volunteers, board members, or any other authorized persons, shall ensure compliance with all guidelines and requirements set forth in this Order. Such compliance may be accomplished by any reasonable means, including, but not limited to, periodic spot checks, video or other electronic monitoring, and/or compliance hotlines to allow for reporting of violations that are thereafter promptly investigated. In the event that repeated violations occur, staff authorized to manage the Community Pool, or their designee, shall take corrective action, including, but not limited to, closing the Community Pool, limiting access to the Community Pool on a reservation basis only, and/or limiting access to Community Pools to times when staff is present to monitor for compliance.