

CM-EO 2020-05

**EXECUTIVE ORDER OF THE CITY MANAGER
PROVIDING FOR TEMPORARY MEASURES FOR DESIGNATED ON-STREET PARKING IN
DOWNTOWN MELBOURNE FOR
RESTAURANT AND FOOD ESTABLISHMENT CARR-OUT SERVICE
RELATED TO GOVERNOR'S DECLARATION OF EMERGENCY 20-52**

The following Executive Order was adopted by the City Manager of the City of Melbourne, Florida on the date written below.

WHEREAS, on March 9, Governor DeSantis issued Executive Order 20-52 declaring a state of emergency for the entire State of Florida pursuant to Chapter 252 of Florida Statutes based upon substantial harm related to COVID-19 ("Governor EO 20-52"); and

WHEREAS, on March 16, 2020, President Donald J. Trump and the Centers for Disease Control and Prevention ("CDC") issued guidance to address COVID-19 advising individuals to adopt far-reaching social distancing measures, such as avoiding gatherings of more than 10 people, and in states with evidence of community spread, indoor and outdoor venues where groups of people congregate should be closed; and

WHEREAS, on March 20, 2020, Governor DeSantis issued Executive Order 20-71, which suspended on-premises food consumption at restaurants and food establishments and limited operations to delivery and carry-out services; and

WHEREAS, pursuant to Section 18-23 of Melbourne City Code, upon the Governor's said declaration of emergency, the city manager is authorized to order appropriate emergency measures as set forth in Section 18-26 of Melbourne City Code; and

WHEREAS, numerous restaurants and food-establishments in Downtown Melbourne lack off-street parking to conduct carry-out operations,

WHEREAS, the City seeks to accommodate Downtown Melbourne restaurants and food establishments during the declared emergency.

NOW THEREFORE, IT IS ORDERED BY THE CITY MANAGER OF THE CITY OF MELBOURNE, FLORIDA AS OF THE 20TH DAY OF MARCH, 2020:

SECTION 1: That based upon the authority given to me by Section 18-26(4) of City Code during the declared state of emergency set forth in Governor EO 20-52, I hereby order the following temporary measures regarding public parking spaces in Downtown Melbourne:

- A. City staff are authorized to coordinate with the Melbourne Main Street organization to designate certain on-street public parking spaces in Downtown Melbourne to stage carry-out service for restaurants and food establishments in Downtown Melbourne.
- B. Designated on-street parking spots for carry-out services for restaurants and food establishments will include signage and cones, and will be on a first-

come, first-service basis.

SECTION 2. This Executive Order shall take effect immediately upon adoption, and shall remain in effect for the duration of the Governor's Executive Order 20-52 unless this Executive Order of the City Manager is earlier revoked by the City of Melbourne.

BY: _____
Shannon M. Lewis
City Manager of the City of Melbourne