

ORDINANCE NO. 20-O- 2820

AN URGENCY ORDINANCE OF THE CITY OF BEVERLY HILLS
ADOPTING EMERGENCY REGULATIONS RELATED TO HALLOWEEN
2020, AND DECLARING THE URGENCY THEREOF

THE CITY COUNCIL OF THE CITY OF BEVERLY HILLS HEREBY ORDAINS AS
FOLLOWS:

WHEREAS, 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 has been named “coronavirus disease 2019,” abbreviated COVID-19, (“COVID-19”); and

WHEREAS, on March 4, 2020, the Los Angeles County Board of Supervisors and Department of Public Health declared a local emergency and local public health emergency to aid the regional healthcare and governmental community in responding to COVID-19; and

WHEREAS, 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 the broader spread of COVID-19; and

WHEREAS, 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 and addressing the effects of COVID-19; and

WHEREAS, on March 15, 2020, the City Manager, in his role as the Director of Emergency Services, proclaimed the existence of a local emergency pursuant to Section 2-4-107 of the Beverly Hills Municipal Code to ensure the availability of mutual aid and an effective City response to the novel coronavirus (“COVID-19”) and that state of emergency was ratified by the City Council on March 16, 2020; and

WHEREAS, the California Department of Public Health and the Los Angeles County Department of Public Health have all issued orders including, but not limited to, social distancing, staying home if sick, canceling or postponing large group events, working from home, and other precautions to protect public health and prevent transmission of this communicable virus; and

WHEREAS, the City of Beverly Hills is redoubling its efforts to maintain hand hygiene, respiratory etiquette, and social distancing. It is absolutely critical that the City does everything possible to slow the pace of community spread and avoid unnecessary strain on our medical system.

WHEREAS, the Los Angeles County Health Department has issued guidance for this year's Halloween events in light of COVID-19, which among other things, prohibits Halloween gatherings, events or parties with non-household members, and carnivals, festivals, live entertainment, and haunted house attractions. In addition, the Los Angeles County Health Department does not recommended door to door trick or treating and "trunk or treating" where children go from car to car instead of door to door to receive treats, because of the difficulty in maintaining proper social distancing, ensuring that everyone is wearing a face covering, and because sharing food is risky; and

WHEREAS, the Health and Safety Commission has recommended that the Council enact stricter rules than the County and ban trick or treating and trunk or treating this Halloween to help prevent the spread of COVID-19; and

WHEREAS, in the interest of public peace, health and safety, as affected by the emergency caused by the spread of COVID-19, it is necessary for the City Council to exercise its authority to issue these regulations related to the protection of the public peace, health or safety.

Section 1. Halloween 2020. Due to concerns regarding the spread of COVID-19, on Saturday, October 31, 2020: (1) no person shall engage in house-to-house trick or treating, or car-to-car trunk or treating; (2) no person, other than licensed barbers on their customers, shall spray shaving cream on other people except within their home or residence; and (3) no person shall provide candy or other Halloween treats or toys to any person outside their household.

Section 2. Street Closure. On October 31, 2020 from 6:00 p.m. to 10:00 p.m., the following streets shall be closed to pedestrian and vehicle traffic other than the residents that live on such streets:

(i) Carmelita Avenue closed at Wilshire Boulevard;

(ii) Walden Drive Southbound at Elevado Avenue;

(iii) Walden Drive at Santa Monica Boulevard;

(iv) Carmelita Westbound at North Linden Drive; and

(v) The alley between North Linden Drive and Walden Drive from Santa Monica Boulevard to Elevado Avenue.

Section 3. Violations. Violations of this Ordinance shall be solely subject to the administrative citation process set forth in Chapter 3 of Title 1 of the Beverly Hills Municipal Code.

Section 4. Duration. This Ordinance shall remain in effect until November 2, 2020.

Section 5. Uncodified. This Ordinance shall not be codified.

Section 6. Severability. If any provision of this Ordinance is held invalid by a court of competent jurisdiction, such provision shall be considered a separate, distinct and independent

provision and such holding shall not affect the validity and enforceability of the other provisions of this Ordinance.


Section 7. Publication. The City Clerk shall cause this Ordinance to be published at least once in a newspaper of general circulation published and circulated in the city within fifteen (15) days after its passage in accordance with Section 36933 of the Government Code, shall certify to the adoption of this Ordinance and shall cause this Ordinance and the City Clerk's certification, together with proof of publication, to be entered in the Book of Ordinances of the Council of this City.

Section 8. Effective Date. This Ordinance is adopted as an urgency ordinance for the immediate preservation of the public peace, health and safety within the meaning of Government Code Section 36937(b), and therefore shall be passed immediately upon its introduction and shall become effective at 12:01 a.m., October 14, 2020 upon its adoption by a minimum 4/5 vote of the City Council.

Section 9. Certification. The City Clerk shall certify to the adoption of this Ordinance.

Adopted: October 13, 2020

Effective: October 14, 2020



LESTER J. FRIEDMAN
Mayor of the City of Beverly Hills,
California

ATTEST:

_____(SEAL)
HUMA AHMED
City Clerk

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

LAURENCE S. WIENER
City Attorney

GEORGE CHAVEZ
City Manager

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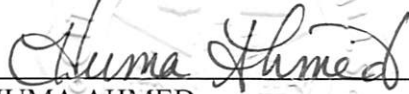
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