

RESOLUTION NO. 2020 _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CULVER CITY, CALIFORNIA, CONFIRMING THE JUNE 10, 2020 SEVENTEENTH SUPPLEMENT TO PUBLIC ORDER (ZONING CODE MODIFICATIONS) AND THE JUNE 12, 2020 EIGHTEENTH SUPPLEMENT TO PUBLIC ORDER (SAFE REOPENING OF ADDITIONAL BUSINESSES AND ACTIVITIES MOVING INTO STAGE 3), ISSUED BY THE CITY MANAGER, AS DIRECTOR OF EMERGENCY SERVICES, UNDER CITY OF CULVER CITY EMERGENCY AUTHORITY, DUE TO THE CORONAVIRUS RESPIRATORY DISEASE (COVID-19) PANDEMIC.

WHEREAS, since February 2020, the City of Culver City has been part of a coordinated response involving the federal Centers for Disease Control and Prevention, the California Department of Public Health, and the Los Angeles County Department of Public Health as a result of the rapidly evolving multinational outbreak of the coronavirus respiratory disease (COVID-19); and

WHEREAS, pursuant to the authority granted by Culver City Municipal Code (CCMC) Section 3.09.020, on March 14, 2020, the City Manager, as the Director of Emergency Services, issued a Proclamation of Local Emergency due to the outbreak and spread of Coronavirus (COVID-19), which was ratified by the City Council on March 18, 2020 by Resolution No. 2020-R015. Such action followed the Los Angeles County Department of Public Health's and the Chair of the Board of Supervisor's declarations of a local health emergency and the State of California's declaration of a State of Emergency on March 4, 2020, and the declaration of a National Emergency on March 13, 2020; and

WHEREAS, as of June 16, 2020, Johns Hopkins University reported 8,092,109 confirmed COVID-19 cases globally and 438,806 deaths; 2,127,745 cases nationally, with

1 116,700 deaths; and 155,810 cases in California, with 5,116 deaths. Further, as of June 16,
2 2020, the Los Angeles County Department of Public Health reported 77,189 cases in Los
3 Angeles County with 2,991 deaths, which includes 176 cases and 26 deaths in Culver City.
4 As there is a rapid increase in cases and ongoing significant risk of infection throughout the
5 United States and the State of California, the federal Centers for Disease Control and
6 Prevention and the California Department of Public Health are recommending that counties
7 and cities throughout the U.S. continue to actively address the COVID-19 pandemic and
8 implement measures to prevent the spread of COVID-19; and
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10 WHEREAS, on March 16, 2020, under the authority of CCMC Section 3.09.020,
11 the City Manager issued a Public Order enacting new City measures to protect members of
12 the public and City workers from undue risk of COVID-19 (“March 16 Order”). The March 16
13 Order included, among other things, temporary restrictions on certain establishments
14 throughout Culver City, in which large numbers of people tend to gather and remain in close
15 proximity; and
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17 WHEREAS, on March 20, 2020, the City Manager issued a First Supplement to
18 Public Order enacting further City measures to protect members of the public and City workers
19 from undue risk of COVID-19 (“March 20 Order”). The March 20 Order was enacted after the
20 City of Los Angeles and Los Angeles County Department of Public Health issued a similar
21 public order. The March 20 Order issued, and incorporated by reference, any and all orders
22 set forth in *Public Order Under City of Los Angeles Emergency Authority, Subject: SAFER AT*
23 *HOME*, issued by Los Angeles Mayor Eric Garcetti on March 19, 2020; and
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26 WHEREAS, since the March 19 *SAFER AT HOME* Order, Los Angeles Mayor
27 Garcetti issued revised *SAFER AT HOME* Orders on April 1, April 10, and April 27, 2020. In
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1 step with the City of Los Angeles, on April 7, 2020, April 11, 2020, and May 1, 2020
2 respectively, the City Manager issued a Fourth Supplement to Public Order (incorporating the
3 April 1 *SAFER AT HOME* Order), a Seventh Supplement to Public Order (incorporating the
4 April 10 *SAFER AT HOME* Order), and a Ninth Supplement to Public Order (incorporating the
5 April 27 *SAFER AT HOME* Order); and

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7 WHEREAS, beginning in May 2020, the City Manager issued supplemental
8 public orders consistent with the Los Angeles County Roadmap to Recovery orders, including:

- 9 • *Tenth Supplement to Public Order on May 7, 2020* (safe reopening of limited
10 businesses with strict physical distancing and infection control protocols in
11 place; additional curbside pick-up);
- 12 • *Eleventh Supplement to Public Order on May 14, 2020* (extension of previous
13 orders; safe reopening of additional businesses with curbside pick-up;
14 extension of relaxation of parking and signage restrictions; extension of
15 outdoor dining and valet parking fee waivers);
- 16 • *Thirteenth Supplement to Public Order on May 20, 2020* (conditional
17 reopening of pet grooming, pet training and car washes);
- 18 • *Fourteenth Supplement to Public Order on May 22, 2020* (additional curbside
19 pick-up for lower risk retailers located in interior of indoor mall or shopping
20 center; vehicle based parades permitted);
- 21 • *Fifteenth Supplement to Public Order on May 27, 2020* (phased safe
22 reopening of lower risk businesses at 50% capacity, non-essential office-
23 based businesses, and faith based in-person services at the lower of 25%
24 capacity or 100 persons; reopening of pools/hot tubs in multi-unit residence;
25 further extension of outdoor dining and valet parking fee waivers); and
- 26 • *Sixteenth Supplement to Public Order on June 1, 2020* (safe reopening of
27 additional businesses, subject to restrictions, including hair salons and
28 barber shops, and in-person dining at 60% capacity; allowing restaurants and
retailers to temporarily expand into public right-of-way, subject to approval of
the Public Works Director/City Engineer); and

23 ***Seventeenth Supplement to Public Order***

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25 WHEREAS, on June 9, 2020, the City Council received a progress update from
26 the City's Economic Recovery Task Force including, among other things, potential temporary
27 modifications to or relaxation of requirements of Title 17, Zoning, of the Culver City Municipal
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1 Code ("Zoning Code"), in order to assist with the recovery of existing businesses and help
2 new businesses establish themselves in Culver City. The City Council provided direction to
3 the City Manager to suspend or modify certain provisions of the Zoning Code in order to
4 provide relief from parking requirements for outdoor dining areas; provide reduced parking
5 requirements for new restaurant uses; create an expedited process for establishing outdoor
6 dining and retail areas in private parking lots; allow takeaway alcohol services, consistent with
7 the State Alcoholic Beverage Control's Regulatory Relief efforts; and temporarily suspend
8 legal non-conforming use provisions so if a business' operations are temporarily closed during
9 the COVID-19 crisis, any legal non-conforming use status will still be available to them after
10 the local emergency has terminated; and
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12 WHEREAS, on June 10, 2020, to support the safe reopening and recovery of
13 restaurants and retail businesses during COVID-19, the City Manager issued the Seventeenth
14 Supplement to Public Order, consistent with City Council's June 9th direction; and
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16 ***Eighteenth Supplement to Public Order***

17 WHEREAS, on June 11, 2020, the Los Angeles County Department of Public
18 Health issued a revised public order "Reopening Safer at Work and in the Community for
19 Control of COVID-19 Moving the County of Los Angeles into Stage 3 of California's Pandemic
20 Resilience Roadmap" (Revised County Order), allowing the safe reopening of additional
21 businesses and activities, subject to applicable health and safety protocols; and
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23 WHEREAS, on June 12, 2020, to continue to align with the County of Los
24 Angeles as it moves through Stage 3 of the Resilience Roadmap, the City Manager issued an
25 Eighteenth Supplement to Public Order consistent with the Revised County Order, to allow the
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1 following business reopening and activities, subject to strict adherence to all applicable Los
2 Angeles County Public Health protocols:

- 3 • Music, Television and Film Production
- 4 • Day Camps
- 5 • Gyms and Fitness Establishments
- 6 • Museums, Galleries, Botanical Gardens, Zoos, and Aquariums
- 7 • Professional Sports Leagues and Facilities Opening for Training Sessions
8 and Spectator-Free Events
- 9 • Campgrounds and RV Parks
- 10 • Hotels, Lodging, and Short-Term Rentals
- 11 • Public Swimming Pools
- 12 • Visiting a physician or child’s pediatrician for routine care and wellness visits
- 13 • outdoor and indoor photography
- 14 • in-person behavioral health or substance use disorder support in therapeutic
15 small groups meetings.

16 NOW, THEREFORE, the City Council of the City of Culver City, California,
17 DOES HEREBY RESOLVE as follows:

18 1. Pursuant to CCMC Section 3.09.020.B.1.h(2), the City Council hereby
19 confirms the Seventeenth Supplement to Public Order issued by the Director of Emergency
20 Services on June 10, 2020, attached hereto as Exhibit A and incorporated herein as though
21 fully set forth.

22 2. Pursuant to CCMC Section 3.09.020.B.1.h(2), the City Council hereby
23 confirms the Eighteenth Supplement to Public Order issued by the Director of Emergency
24 Services on June 12, 2020, attached hereto as Exhibit B and incorporated herein as though
25 fully set forth.

26 3. The City Council finds that this Resolution is not subject to the California
27 Environmental Quality Act (“CEQA”) pursuant to CEQA guidelines, California Code of
28 Regulations, Title 14, Chapter 3, §15060(c)(2) [the activity will not result in a direct or
reasonably foreseeable indirect physical change in the environment] and §15060(c)(3) [the

1 activity is not a project as defined in §15378] because it has no potential for resulting in
2 physical change to the environment, directly or indirectly.

3 4. This Resolution shall take effective immediately upon its adoption.

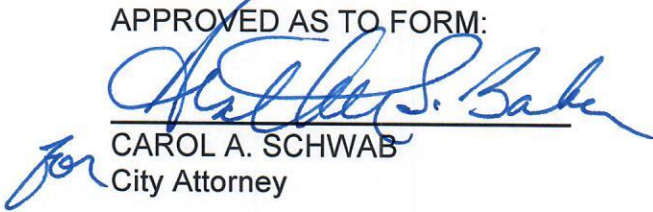
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5 APPROVED and ADOPTED this _____ day of _____ 2020.
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GÖRAN ERIKSSON, MAYOR
City of Culver City, California

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11 ATTEST:

APPROVED AS TO FORM:

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13 _____
JEREMY GREEN
City Clerk

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CAROL A. SCHWAB
City Attorney

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