

PUBLIC ORDER NO. 2020-5 OF THE CITY MANAGER UNDER CITY OF TORRANCE'S EMERGENCY AUTHORITY CLOSING TORRANCE BEACH, TORRANCE BEACH PARKING LOT, THE PORTION OF THE STRAND WITHIN THE CITY OF TORRANCE'S JURISDICTION, MIRAMAR PARK AND RIVIERA BEACH COLONY PUBLIC PARKING LOT

WHEREAS, Government Code Section 8634 empowers the City Council and delegated officials to promulgate orders and regulations necessary to provide for protection of life or property during a local emergency; and;

WHEREAS, the City Council has specifically delegated this authority to the City Manager as Director of Emergency Services in Chapter 6 of Division 1 of the Torrance Municipal Code. Further, the City Council confirmed this delegation of authority by Resolution on March 16, 2020; and

WHEREAS, this order is issued in accordance with, and incorporates by reference the March 19, 2020, Executive Order issued by Governor Newsom, Order N-33-20 wherein the Governor ordered all individuals living in the State of California to stay home or at their place of residence except as needed to maintain continuity of operations of the federal critical infrastructure sectors, as outlined at <https://www.cisa.gov/identifying-critical-infrastructure-during-covid19>; and

WHEREAS, this order is issued in accordance with, and incorporates by reference the March 13, 2020, Proclamation and Order of the President of the United States declaring a national emergency in response to COVID-19; and

WHEREAS, this order is issued in accordance with, and incorporates by reference the March 12, 2020 Proclamation by the City Manager proclaiming a local emergency as a result of the threat of COVID-19, which said Proclamation and order was ratified by the City Council on March 17, 2020; and

WHEREAS, this order is issued in accordance with, and incorporates by reference the March 4, 2020, Executive Order issued by Governor Newsom, Order N-25-20 wherein the Governor proclaimed a State of Emergency in California as a result of the threat of COVID-19; and

WHEREAS, the World Health Organization and the Centers for Disease Control and Prevention recommend guidelines to maintain hand hygiene, respiratory etiquette, and social distancing to protect public health and slow the transmission of COVID-19; and

WHEREAS, the California Department of Public Health has issued guidance to postpone or cancel all gatherings across the State of California to protect public health and slow the rate of transmission of COVID-19. Gathering is defined as any event that brings together people together in a single room or single space at the same time; and

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WHEREAS, the California Department of Health states that the timely implementation of aggressive strategies that create social distance and those that reduce close contact of people not regularly together, including limiting gatherings, has proven effective in prior pandemics at delaying rates of transmission and reducing illness and death; and

WHEREAS, this order is issued in accordance with, and incorporates by reference the Health Officer of the Los Angeles County Department of Public Health's Order of March 16, 2020. The Order states that in the absence of a specific immunization or treatment for COVID-19, social distancing is the only and most readily available tool to prevent this disease; and

WHEREAS, this order is issued in accordance with, and incorporates by reference the Health Officer of the Los Angeles County Department of Public Health's Safer at Home Order for Control of COVID-19 of March 21, 2020 which amended and supplemented the March 16, 2020 and March 19, 2020 orders; and

WHEREAS, this order is issued in accordance with, and incorporates by reference the Health Officer of Los Angeles County Department of Public Health's Home Isolation Order (issued March 25, 2020) and Home Quarantine Order (issued March 25, 2020); and

WHEREAS, despite the World Health Organization and the Centers for Disease Control and Prevention recommended guidelines to maintain social distancing and despite the California Department of Public Health's issued guidelines to postpone or cancel all gatherings across the State of California, individuals have continued to congregate upon beaches and disregarded social distancing guidelines; and

WHEREAS, it is necessary and appropriate to close Torrance Beach to slow the transmission of COVID-19, so that residents and visitors in Torrance remain safe and secure.

By virtue of the authority vested in me as City Manager of the City of Torrance pursuant to the provisions of California Government Code 8634, the City Charter, Torrance Municipal Code 16.2.6, the laws and the Constitution of the State of California to promulgate, issue, and enforce rules, regulations, orders, and directives, I hereby declare the following orders to be necessary for the protection of life and property, effective at 11:00 a.m. March 27, 2020. **IT IS HEREBY ORDERED** that:

1. Torrance Beach (as defined in Torrance Municipal Code Section 44.1.3) is closed to the public.
2. That portion of the ocean within the jurisdiction of the City of Torrance at Torrance Beach (as defined in the Boundary Agreement between the State of California and the City of Torrance, identified by Los Angeles County recording number 88 1458133) is closed to the public.

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3. That portion of the Strand (the paved right of way that lies easterly of the sandy beach) within the jurisdiction of the City of Torrance is closed to the public.
4. The Los Angeles County Department of Beaches and Harbors is specifically authorized to close and/or prohibit any and all recreational sites and/or recreational activities on Torrance Beach during the pendency of this Order.
5. The Torrance Beach parking lot is closed to the public.
6. Miramar Park is closed to the public.
7. Riviera Beach Colony public parking lot is closed to the public.
8. If any subsection, sentence, clause, phrase or word of this Order or any application of it to any person, structure, gathering or circumstance is held to be invalid or unconstitutional by a decision of a court of competent jurisdiction, then such decision will not affect the validity of the remaining portions or applications of this Order.

IT IS FURTHER ORDERED that violation of this Order shall be punished as provided by Torrance Municipal Code Section 16.2.13, California Government Code Section 8665, or any applicable state or municipal law. The violation of any provision of this Order is declared to be a nuisance and may be abated by the City in accordance with its authority to abate nuisances. The remedies listed in this Order are not exclusive of any other remedies available to the City under any applicable Federal, State, or local law and it is within the discretion of the City to seek cumulative remedies.

IT IS FURTHER ORDERED this Order shall apply Citywide until rescinded by the City Council or City Manager.

DATE: 27 March 2020



LeRoy J. Jackson
City Manager and Director
of Emergency Services

TIME: 08:03 am