

CITY OF RIVERSIDE
STATE OF CALIFORNIA

WHEREAS, on March 4, 2020, the California Governor Gavin Newsom (“Governor”) declared a State of Emergency due to the threat of the novel Coronavirus (COVID-19), which orders in part that “all residents are to heed the advice of emergency officials with regard to this emergency in order to protect their safety”; and

WHEREAS, on March 8, 2020, the Riverside County Public Health Officer declared a local health emergency based on the imminent threat to public health from COVID-19 in Riverside County; and

WHEREAS, on March 10, 2020, the County of Riverside proclaimed a local emergency; and

WHEREAS, on March 12, 2020, the Governor issued Executive Order N-25-20 which orders in part that “[a]ll residents are to heed any orders and guidance of state and local public health officials, including but not limited to the imposition of social distancing measures, to control the 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 of and addressing the effects of COVID-19; and

WHEREAS, the California Emergency Services Act (Government Code § 8550, et seq.) empowers the City Council of the City of Riverside to declare a Local Emergency when there exists conditions of disaster or of extreme peril to the safety of persons and property within the territorial limits of the City of Riverside ('City') which are or are likely to be beyond the control of the services, personnel, equipment, and facilities of the City; and

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1 WHEREAS, on March 13, 2020, the Director of Emergency Services of the City,
2 proclaimed a Local Emergency and said proclamation was ratified by the City Council on March
3 17, 2020; and

4 WHEREAS, Government Code section 8634 empowers the City, during a Local
5 Emergency, to promulgate orders and regulations necessary to provide for the protection of life
6 and property; and

7 WHEREAS, Riverside Municipal Code section 9.20.050 empowers the Director of
8 Emergency Services, during a Local Emergency to among other things, make and issue rules and
9 regulations on matters reasonably related to the protection of life and property as affected by such
10 emergency; and

11 WHEREAS, due to the need to continue to protect the public against COVID-19, but also
12 working with the local businesses during these times, the City of Riverside identified the need for
13 flexible, creative and innovative approaches to assist local restaurants, retail, gyms and fitness
14 centers, places of worship, offices for non-critical infrastructure sectors, personal care services
15 (including nail salons, massage parlors, and tattoo parlors), hair salons and barbershops, and malls;
16 and

17 WHEREAS, in order to meet the needs as described above, on May 26, 2020, the Director
18 of Emergency Services issued the initial Order regarding Temporary Outdoor Flex Space, which
19 Order has had several amendments due to the ever changing times and circumstances, the last time
20 being November 20, 2020, (the original Temporary Outdoor Flex Space Order and the several
21 amendments will be referred to collectively as “Temporary Outdoor Flex Space Orders”); and

22 WHEREAS, the Temporary Outdoor Flex Space Orders have all been ratified by the City
23 Council; and

24 WHEREAS, on December 3, 2020, Governor Newsom announced a Regional Stay at
25 Home Order which was triggered when Intensive Care Unit (ICU) capacity dropped below 15%
26 in any designated Region, with the City of Riverside being located in the Southern California
27 Region; and

WHEREAS, the Regional Stay at Home Order was triggered for the Southern California Region on December 6, 2020 and changes were made to the Program to adhere to the Temporary Outdoor Flex Space Orders and Guidelines to adhere to the State Order; and

WHEREAS, on January 25, 2021, the Regional Stay at Home Order was lifted in Southern California; and

WHEREAS, all businesses MUST continue to adhere to public safety and physical distancing requirements established by the Federal, State and County.

NOW, THEREFORE, IT IS HEREBY PROCLAIMED AND ORDERED by the Director of Emergency Services of the City of Riverside that the Temporary Outdoor Flex-Space Permit Program is reinstated as set forth in the revised Program attached hereto as Exhibit "A" and incorporated herein by reference.

Dated: January 26, 2021

Al Zelinka (Jan 26, 2021 11:22 PST)

Director of Emergency Services
City of Riverside

EXHIBIT "A"