



**CITY OF DANA POINT  
AMENDMENT 3 (REVISED) TO:  
PROCLAMATION OF THE EXISTENCE OF A LOCAL EMERGENCY BY  
THE DIRECTOR OF EMERGENCY SERVICES**

**WHEREAS**, Section 2.20.030 of the Dana Point Municipal Code designates the City Manager as the City's Director of Emergency Services;

**WHEREAS**, Section 2.20.060 of the Dana Point Municipal Code empowers the Director of Emergency Services to request the City Council to proclaim the existence of a Local Emergency if the Council is in session, or to issue such proclamation if the Council is not in session;

**WHEREAS**, conditions of extreme peril to the safety of persons has arisen both internationally and within the United States as a result of the introduction of the novel coronavirus (COVID-19), a novel communicable disease;

**WHEREAS**, the President of the United States, the Governor of the State of California, and the County of Orange declared that National, State, and local health emergencies exist as a result of COVID-19;

**WHEREAS**, on March 16, 2020, the Director of Emergency Services proclaimed the existence of a local emergency in the City (the "Emergency Declaration") and such Emergency Declaration was ratified by the City Council on March 17, 2020;

**WHEREAS**, on March 27, 2020, the Director of Emergency Services amended the Proclamation of the existence of a local emergency in the City (the "Emergency Declaration") based on the foregoing, and such Amended Emergency Declaration was ratified by the City Council on March 31, 2020;

**WHEREAS**, on April 2, 2020 the Director of Emergency Services issued Amendment 2 to the Proclamation of the existence of a local emergency in the City (the "Emergency Declaration") and thereafter issued a Revised Amendment 2 on April 6, 2020 based on the foregoing, and such Amendment to the Emergency Declaration was ratified by the City Council on April 7, 2020;

**WHEREAS**, since the issuance of the Amendment 2 of the Emergency Declaration, facts and circumstances have changed, which dictate the need for different and/or additional emergency measures as authorized by Section 2.20 of the Dana Point Municipal Code as contemplated by Section 4 of the Emergency Declaration.

**NOW, THEREFORE**, the Director of Emergency Services of the City of Dana Point proclaims, declares and orders as follows:

**Section 1:** Pursuant to Dana Point Municipal Code Sections 2.20.060 and 2.20.200, the Director of Emergency Services is empowered to adopt rules, policies and regulations to protect the Public, to protect life and property, and to ensure the availability of essential City services. The Director of Emergency Services orders as follows pursuant to that authority.

**Section 2:** City trails, beaches and other facilities as determined by the Director of Emergency Services are hereby authorized to be reopened based on the California Reopening Roadmap Report Card and modifications to the "Stay at Home" order issued by the Governor of the State of California. At this time, the following are specifically authorized to be reopened (except to the degree closed in the regular course of business based on hours of operation, for designated purposes, maintenance, etc.):

(i) The City's Beach, Dana Cove, is reopened consistent with the City's approved beach management plan, which currently includes modifications such as active beach use only, mandatory face covering for City Staff and volunteers, recommended face coverings for visitors and social distancing.

(ii) All City trails are reopened as of Wednesday, May 6, 2020, subject to compliance with State and County guidelines and regulations, as they may change from time to time, currently including signage promoting social distancing at the entrances.

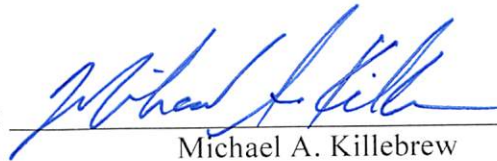
(iii) The following City Facilities are reopened as of Thursday, May 7, 2020: all restrooms affiliated with park facilities, all City sports courts (subject to regulations to be posted on signs) at Del Obispo Park, Creekside Park, Sunset Park and Lantern Bay Park. All City parking lots are reopened and the City's emergency related temporary parking restrictions are terminated as of May 18, 2020. All other City facilities closed by prior Emergency Proclamations (including playground equipment at the aforementioned parks) remain closed, but may be reopened at the discretion of the Director of Emergency Services pursuant to regulations determined to be consistent with State and County regulations and guidelines.

**Section 3:** In light of specific guidance provided by the State for reopening the lodging industry, the provisions of Section 5 of the Second Amendment to the City's Emergency Proclamation addressing lodging establishments are hereby terminated in order to avoid any inconsistencies between City and State or County actions on the topic, with the understanding that the City expects lodging establishments to comply with relevant State and County orders, regulations and guidelines.

**Section 4:** Additional or different emergency measures may be implemented by the Director of Emergency Services pursuant to Section 2.20 of the Dana Point Municipal Code as deemed reasonable or necessary to address the quickly changing, fluid situation.

**Section 5:** All provisions of the Emergency Declaration issued on March 16, 2020, and ratified by the City Council on March 17, 2020, Amendment 1 of the Emergency Declaration issued March 27, 2020 and ratified by the City Council March 31, 2020 and Amendment 2 of the Emergency Declaration issued on April 2 and revised on April 6, 2020 and ratified by the City Council on April 7, 2020 remain in full force and effect excepting any provisions which conflict with the forgoing, which, if any, are hereby superseded.

City Manager/Director of Emergency Services: \_\_\_\_\_

  
Michael A. Killebrew

Date: \_\_\_\_\_

5/19/20