

CITY OF CERRITOS

**DIRECTOR OF EMERGENCY SERVICES
EXECUTIVE ORDER NO. 2020-01
Issue Date: April 13, 2020**

WHEREAS, on January 31, 2020, the United States Secretary of Health and Human Services declared a public health emergency in response to COVID-19; and

WHEREAS, on March 4, 2020, Governor Gavin Newsom declared a state of emergency to exist in California as a result of COVID-19; and

WHEREAS, on March 4, 2020, the Chair of the Los Angeles County Board of Supervisors and the Los Angeles County Health Officer declared a local emergency and a local health emergency, respectively, as a result of COVID-19; and

WHEREAS, on March 13, 2020, the President of the United States declared a national emergency as a result of COVID-19; and

WHEREAS, the City Manager, acting as the Director of Emergency Services, proclaimed the existence of a local emergency within the City of Cerritos on the 19th day of March 2020; and

WHEREAS, the City Council adopted City Council Resolution No. 2020-5, which ratified the City Manager's proclamation on March 26, 2020; and

WHEREAS, on March 21, 2020, the Los Angeles County Department of Public Health issued the "Safer at Home Order For Control of COVID-19", effective through April 19, 2020, which order prohibits all indoor and outdoor public and private gatherings and events, and requires all businesses to cease in person operations unless the business is defined as an Essential Business; and

WHEREAS, on April 10, 2020, the Los Angeles County Department of Public Health extended the "Safer at Home Order For Control of COVID-19", effective through May 15, 2020; and

WHEREAS, Government Code Section 8634 states, "During a local emergency the governing body of a political subdivision, or officials designated thereby, may promulgate orders and regulations necessary to provide for the protection of life and property, including orders or regulations imposing a curfew within designated boundaries where necessary to preserve the public order and safety. Such orders and regulations and amendments and rescissions thereof shall be writing and shall be given widespread publicity and notice."

NOW, THEREFORE, I, Art Gallucci, City Manager of the City of Cerritos, as Director of Emergency Services, in accordance with the authority vested in me by Government Code Section 8634, Cerritos Municipal Code Section 2.20.060, and City Council Resolution No. 2020-5 do hereby issue the following order to become effective immediately:

IT IS HEREBY ORDERED THAT:

1. Suspension of Parking Enforcement Extended. The suspension of parking enforcement, including overnight residential parking restrictions and street sweeping enforcement, as set forth in City Council Resolution No. 2020-5, shall remain in effect during the pendency of the local emergency period.

2. Suspension of Water Service Shut-off Extended. The suspension of shut-off of water service due to overdue payment, as set forth in City Council Resolution No. 2020-5, shall remain in effect during the pendency of the local emergency period.

3. Suspension of Process for Certain Major Precise Plan Applications Extended. The suspension of Sections 23.90.400 and 23.90.500 of Chapter 23.90, and Subsection 22.22.70(27) of Chapter 22.22 of the Cerritos Municipal Code requiring Planning Commission and/or City Council action to approve major precise plan applications for single family residential or commercial exterior remodeling with no expansion of the commercial building, as set forth in City Council Resolution No. 2020-5, shall remain in effect during the pendency of the local emergency period.

4. Tenant Eviction Moratorium. No landlord shall evict a residential or commercial tenant in the City of Cerritos during this local emergency period if the tenant is able to show an inability to pay rent due to circumstances related to the COVID-19 pandemic. These circumstances include loss of income due to a COVID-19 related workplace closure or reduction in demand or hours, child care expenditures due to school closures, health care expenses related to being ill with COVID-19 or caring for a member of the tenant's household who is ill with COVID-19, or reasonable expenditures that stem from government-ordered emergency measures. Nothing in this section shall be construed to mean that the tenant will not still be obligated to pay lawfully charged rent. Tenants will have up to twelve months following the expiration of the local emergency period to repay any back due rent, verifiably caused by COVID-19 related circumstances. Tenants may use the protections afforded in this section as an affirmative defense in an unlawful detainer action. This section shall remain in effect during the pendency of the local emergency period.

SO ORDERED.



Art Gallucci
Director of Emergency Services

ATTEST:



Vida Barone
City Clerk/Treasurer