

**EXECUTIVE ORDER OF THE DIRECTOR OF DISASTER SERVICES/CITY MANAGER REQUIRING ALL OWNERS AND/OR MANAGERS OF LODGING ESTABLISHMENTS (INCLUDING SHORT TERM VACATION RENTALS) TO PROVIDE NOTICE OF THE COUNTY HEALTH OFFICER'S STAY WELL AT HOME ORDERS AND OF THE CITY'S CLOSURE OF PUBLIC BEACHES AND PARKS**

WHEREAS, On March 4, 2020, the Governor of the State of California declared a state of emergency in response to the spread of the COVID-19 respiratory disease; and,

WHEREAS, On March 12, 2020, the Public Health Director of the County of Ventura ("County Public Health Officer") declared a local health emergency and further declared that there is an imminent and proximate threat of COVID-19 spreading in the County of Ventura and a threat to the public health of County residents; and,

WHEREAS, On March 15, 2020, the Director of Disaster Services/ City Manager for the City of San Buenaventura proclaimed the existence of a local emergency; and,

WHEREAS, On March 17, 2020, the City Council of the City of San Buenaventura adopted Resolution No. 2020-009 Proclaiming the Existence of a Local Emergency and Ratifying the Director of Disaster Services/City Manager's Declaration of Local Emergency; and,

WHEREAS, On March 19, 2020, the Governor issued Executive Order N-33-20, ordering all individuals in the State of California to stay home or at their place of residence except as needed to maintain continuity of operations of sixteen critical infrastructure sectors; and,

WHEREAS, On March 20, 2020, the County Public Health Officer issued an additional public health order further refining and defining terms of his previous public health order and specifically defining essential businesses; and,

WHEREAS, On April 1, 2020, the City Manager/Director of Disaster Services issued an Order officially closing all City parks and beaches; and,

WHEREAS, On April 7, 2020, the City Council ratified the City Manager/Director of Disaster Services' Order by adopting an Emergency Ordinance closing all City parks and beaches; and,

WHEREAS, On April 9, 2020, the County Public Health Officer issued an additional Order restricting gatherings of more than two individuals and imposed additional requirements for essential businesses to ensure social distancing is being implemented; and,

WHEREAS, Questions from the public and operators of lodging establishments have arisen regarding if operations are permitted to proceed and under what circumstances and requirements that operations are permitted; and,

WHEREAS, Pursuant to Section 3.370.050 of the San Buenaventura Municipal Code, the Director of Disaster Services may promulgate orders and regulations necessary to provide for the protection of life and property; and,

WHEREAS, It is the intent of this Order to clarify the requirements applicable to any lodging establishment which permits the same to operate as an essential business within the City of San Buenaventura.

NOW, THEREFORE, I, Alex McIntyre, the Director of Disaster Services for the City of San Buenaventura, do hereby issue the following Order to become effective immediately:

**IT IS HEREBY ORDERED THAT:**

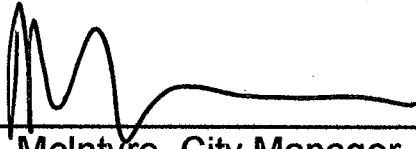
1. During the period of local emergency declared in response to COVID-19, all owners and/or managers of any "hotels, motels, bed-and-breakfast establishments and other businesses that provide transient occupancy for visitors to the County," including, but not be limited to, Short Term Vacation Rentals, and which establishments are located within the City limits of the City of San Buenaventura ("Lodging Establishments") shall be required to provide notice pursuant to Section 6 of this Order to any person renting or seeking to rent a room or the entire property of the requirements and limitations of all Orders of the County Public Health Officer including, but not limited to, the Stay Well at Home

Orders as the same exists today and may hereinafter be amended or modified.

2. During the period of local emergency declared in response to COVID-19, all owners and/or managers of any Lodging Establishment shall be required to have in place a mechanism to ensure that their patrons are required to comply with the Stay Well at Home Orders as otherwise required by the Orders of the County Public Health Officer.
3. During the period of local emergency declared in response to COVID-19, all owners and/or managers of any Lodging Establishment shall be required to provide notice pursuant to Section 6 of this Order to potential patrons and to patrons who actually rent from them actual notice of the City's Emergency Ordinance which closes all City parks, beaches, the Promenade, piers, public beach parking lots, beach bike and walking paths, beach access points promenade, playgrounds, picnic areas, public trails and trailheads, and the Ventura Wastewater Treatment Plant wildlife ponds during the pendency of the local emergency.
4. Each and every violation of this Order by any person shall constitute a misdemeanor and may be subject to either civil or criminal penalties. The issuance of an administrative citation assessing a civil penalty shall be governed by the procedures established in Chapter 1.050 of the San Buenaventura Municipal Code or a subsequently adopted emergency ordinance setting forth the procedures and processes for civil or administrative enforcement of this Order. Any criminal penalty assessed shall be governed by the procedures established in Chapter 1.150 of the San Buenaventura Municipal Code.
5. This Order shall remain in effect during the period this local public health emergency exists unless modified or rescinded by further Executive Order by the Director of Disaster Services or by the City Council of the City of San Buenaventura.

6. Any notice required herein shall be provided in written form by the owner and/or manager of the Lodging Establishment to all patrons and receipt thereof acknowledged by such patrons on a log to be maintained by the owner and/or manager of each Lodging Establishment and available to any City enforcement officer upon request. If the Lodging Facilities maintains an internet website, notice shall be provided on such website as required by this Order prior to a patron's finalizing a reservation or booking.

ADOPTED this 10th day of April 2020.



Alex D. McIntyre, City Manager  
Director of Disaster Services

APPROVED AS TO FORM  
GREGORY G. DIAZ, City Attorney

By:\_\_\_

Gregory G. Diaz 4/10/2020

Gregory G. Diaz                      Date  
City Attorney