

Order To Revise the COVID-19 Declaration of Emergency and Closures and Public Use Limits Presidio of San Francisco, Area B Title 36 CFR § 1001.5 Effective Date: June 2, 2020

Pursuant to my emergency authorities as the Chief Executive Officer ("CEO") of the Presidio Trust, I hereby issue this Order to revise the COVID-19 Declaration of Emergency and Closures and Public Use Limits, which applies to all lands administered by the Presidio Trust in the Presidio of San Francisco (otherwise known as Area B of the Presidio).

Background

Since March 16, 2020, the City and County of San Francisco ("CCSF") has been under successive shelter in place orders of the CCSF Health Officer to reduce the impact of the virus that causes coronavirus disease 2019 ("COVID-19"). The CCSF's orders have generally prohibited gatherings of individuals with anyone outside of their household or living unit, with limited exceptions, including essential activities or essential travel, or to perform work for essential businesses and government agencies.

The most recent CCSF <u>Shelter in Place Order No. C19-07e</u>, effective from May 22, 2020 until further notice, eased restrictions on some activities with a lower risk of spreading the virus. The CCSF's order still requires individuals to shelter in their place of residence and restricts most activity, travel, and governmental and business functions to essential needs. But, it permits, among other things, certain additional businesses and additional activities to resume operating. The CCSF may, if conditions support doing so, incrementally add to its list of additional businesses and additional activities that are allowed to resume. The CCSF has also issued the supplementary <u>Face Coverings Order No. C19-12b</u> generally requiring members of the public and workers to wear face coverings.

¹ On March 16, 2020, the CCSF issued Shelter in Place Order No. C19-07, and on April 17, 2020, the CCSF issued the supplementary Face Coverings Order No. C19-12. The CCSF has since revised and replaced its shelter in place order several times and revised and replaced its face coverings order. Available at: https://www.sfdph.org/dph/alerts/coronavirus-healthorders.asp. On March 19, 2020, the State of California also issued a complementary Stay At Home Order for all residents of the state, effective until further notice.

In response to the COVID-19 outbreak and the local shelter in place orders, I issued the COVID-19 Declaration of Emergency declaring an emergency for Area B of the Presidio. To protect the health and safety of the Presidio community and to be consistent with the most recent CCSF mandates, I also issued successive orders to establish closures and public use limits in Area B of the Presidio.²

This Order for Area B of the Presidio further revises closures and public use limits in the Presidio to respond to the evolving public health emergency and to manage Presidio lands consistent with the City's most recent public health orders. This Order also authorizes a Presidio "Slow Streets" program to create more open, public space for the public during the shelter in place orders.

As the CEO of the Presidio Trust, I may revise this Order as the situation evolves. Individuals may stay updated by checking the Presidio Trust's website (https://www.presidio.gov/coronavirus) regularly. This Order adopts restrictions addressing the particular facts and circumstances in the Presidio, which are necessary to respond to the public health emergency as it is evolving.

Effective Date of This Order

The effective date of this Order is June 2, 2020.

Presidio Emergency Will Continue Until Further Notice

The COVID-19 Emergency in Area B of the Presidio will continue to remain in effect until further notice. I have taken, and will continue to take, all actions appropriate under the circumstances to maintain public health and safety within the Presidio in connection with this emergency, related activities, and resulting impacts on Area B, including, without limitation, the actions listed in my COVID-19 Declaration of Emergency, issued March 18, 2020, and this Order. The COVID-19 Emergency in Area B may be further extended, rescinded, superseded, or amended.

² This Order revises the previous emergency Orders for Area B of the Presidio, consisting of: the Order to Revise the COVID-19 Declaration of Emergency and Closures and Public Use Limits, effective May 4, 2020 (revising public use limits to ease restrictions on outdoor activities with a lower risk of spreading the virus); the Order to Revise the COVID-19 Declaration of Emergency and Closures and Public Use Limits, issued April 22, 2020 (authorizing a weekend road closure program to reduce vehicular traffic and create more open space for physical distancing and requiring the wearing of face coverings under certain conditions in the Presidio); the Order to Extend the COVID-19 Declaration of Emergency and Revise Closures and Public Use Limits, issued April 2, 2020 (revising and extending the declaration of emergency for Area B of the Presidio); the COVID-19 Emergency Closures and Public Use Limits, version 2, issued March 27, 2020 (imposing closures and public use limits for Area B of the Presidio); the COVID-19 Declaration of Emergency, issued March 18, 2020 (declaring an emergency for Area B of the Presidio); and the Message from Jean S. Fraser, re "Shelter in Place" Order and Emergency Declaration, issued March 18, 2020 (providing supplementary information regarding the Declaration of Emergency and the CCSF's Shelter in Place Order).

Revised Closures and Public Use Limits in the Presidio

Under the CCSF's most recent <u>Shelter in Place Order No. C19-07e</u>, all individuals currently living within the County are ordered to shelter at their place of residence, except for identified needs and activities. Violation of the CCSF's order to individuals to shelter at their place of residence is a crime. *See*, 18 U.S.C.S. § 13.

To protect the health and safety of the Presidio community and to be consistent with the most recent CCSF mandates, I hereby revise and amend closures and public use limits imposed in Area B of the Presidio as follows:

 Outdoor Recreation Public Use Limits: All outdoor recreation activities on lands administered by the Presidio Trust within the Presidio shall be restricted to only those recreation activities permitted in the CCSF's <u>Shelter in Place Order No. C19-07e</u>. Please consult the CCSF's <u>Shelter in Place Order No. C19-07e</u> for important clarifications and restrictions on permitted recreation activities.

Individuals may engage in outdoor recreation activities in the Presidio such as, by way of example and without limitation, walking, hiking, bicycling, running, sunbathing, and picnicking, provided the activities comply with all other applicable law. While outdoors, all individuals must maintain at least six (6) feet of physical distancing from individuals who are not part of the same household or living unit.

 Requiring the Public to Wear Face Coverings Outdoors: Members of the public on outdoor lands administered by the Presidio Trust within the Presidio shall be required to wear face coverings consistent with the CCSF's <u>Face Coverings Order C19-12b</u>. Please consult the CCSF's <u>Face Coverings Order C19-12b</u> for important clarifications and restrictions.

Generally, wearing a face covering is required when outside and when any other person other than members of the same household or living unit is within 30 feet (10 yards). Individuals may remove their face covering when eating or drinking if no other person other than members of the same household or living unit is within six (6) feet. Also, individuals who are stationary in an outdoor area and are maintaining at least six (6) feet of physical distancing between them and the nearest person outside of their household or living unit do not need to wear a face covering so long as they have one readily accessible.

For clarification, this Order does not require any person to wear a face covering while in the home or place of residence or while driving alone or exclusively with other members of the same household or living unit in a motor vehicle. This Order also does not require any child aged twelve years or less to wear a face covering, and any child aged two years or less must not wear a face covering.

- Closures of Playgrounds, Ball Fields, Tennis Courts, and Picnic Area Facilities:
 Playgrounds, ball fields, tennis courts, and shared picnic area facilities, including picnic benches or tables, on lands administered by the Presidio Trust within the Presidio shall remain closed to all public access and use. However, these closures shall be lifted when the CCSF allows these activities to reopen under its jurisdiction.
- <u>Closures of Roads and Parking Lots</u>: Certain roads and/or parking lots may be closed to vehicles, as needed, to respond to public use patterns, or reduce crowding or congregation. All closures will be posted on site and the Presidio Trust's coronavirus webpage at: https://www.presidio.gov/coronavirus.

Presidio Slow Streets Program

As part of the Presidio Trust's efforts to provide open space for the public to engage in physical distancing and reduce vehicular traffic in the Presidio during the COVID-19 emergency, I authorize the "Presidio Slow Streets" program which will replace the pilot "Presidio Loop" program.

On weekends from April 25, 2020 through May 30, 2020, the Presidio Trust piloted a 4.5-mile, paved loop closure through the Presidio, known as the "Presidio Loop". The program was intended to limit vehicular and cut-through traffic in the Presidio and allow streets to be used for shared space for pedestrian and bicycle traffic on weekends.

Based on feedback and observations of public use patterns during the Presidio Loop program, I am authorizing the Presidio Slow Streets program to be implemented in its place. The Presidio Slow Streets is intended to create more open space and increase safety for Presidio users in Presidio areas that have been observed to have higher demand for open, public space, and is consistent with the CCSF's measures to create a network of <u>Slow Streets</u> throughout San Francisco.

The Presidio Slow Streets program will consist of a mixture of closing select lightly-used streets, closing select streets used regularly for cut-through traffic, and creating slow streets and shared spaces on streets with increased use by Presidio users walking and riding bicycles. The following closures or vehicle use restrictions will be implemented under the program:

Slow Streets (local and emergency access vehicles allowed):

- Washington Boulevard from Arguello Blvd. to Kobbe Ave.
- Battery Caulfield Rd.
- West Pacific Ave. from Arguello Blvd. to the Mountain Lake trail

Closed Streets (closed to all vehicles, except for emergency access vehicles):

- Montgomery St. from Lincoln Blvd. to Sheridan Ave.
- Lincoln Blvd. from the Visitor's Center to Montgomery St.
- Graham St. from Lincoln Blvd. to Sal St. (except for access to the Graham St. parking lots)
- Owen St. from Graham St. and Anza Ave.

- Barnard Ave.
- West Pacific Ave. from Arguello Blvd. to Presidio Blvd.
- Washington Blvd. from Lincoln Blvd. to Kobbe Ave.

The Presidio Slow Streets program will begin on Saturday, June 6, 2020, and continue while the shelter in place order is in effect, or until further notice. The closures and restrictions will be in effect 7 days per week, 24 hours per day.

Presidio Trust staff will monitor the effectiveness of the Presidio Slow Streets to ensure the transportation benefits of the program are not undermined by crowding or congregation. Based on that monitoring, the Presidio Trust may make adjustments to sections of roadways that are closed or restricted, adjust the times or duration of the program, or terminate the program, as deemed necessary for the health, safety, and welfare of the public.

The public will be notified of the Presidio Slow Streets program with posted signage, advance messaging, and information on the Trust's website at https://www.presidio.gov/coronavirus. Roadway signage, traffic cones, and barriers will be installed to alert Presidio users of the closures.

Construction Activities

Construction activities shall remain authorized to proceed in the Presidio, subject to permits issued by the Presidio Trust, agreements, and other requirements, including applicable law and regulations. Construction activities may be required to comply with, among other terms, submittal of COVID-19 construction safety protocols and all applicable laws and regulations related to health and safety.

This Order shall remain in effect until further notice, and may be extended, rescinded, superseded, or amended.

Date: June 1, 2020

/s/ Jean S. Fraser

Jean S. Fraser Chief Executive Officer Presidio Trust

Authorities: 16 U.S.C. § 460bb appendix; 36 CFR § 1001.5; <u>Board Resolution 04-14</u>, <u>Delegation of Emergency Powers to Executive Director</u>; 36 CFR § 1001.3; 18 U.S.C.S. § 13 (Cal. Health and Safety Code § 120295, et seq.; Cal. Penal Code §§ 69, 148(a)(1); San Francisco Admin. Code § 7.17(b)); etc. This Order is not intended to adopt or otherwise apply the CCSF's public health orders, including without limitation, <u>Face Coverings Order C19-12b</u> and <u>Shelter in Place Order No. C19-07e</u>, the State of California's <u>Stay At Home Order</u>, or California state or local laws on lands administered by the Presidio Trust within the Presidio, except as expressly set forth herein or as assimilated through other applicable law.