

**AN EMERGENCY ORDER BY THE MAYOR OF THE
CITY OF WALESKA RELATED TO COVID-19.**

WHEREAS, City of Waleska has experienced an event of critical significance as a result of the Coronavirus disease ("COVID-19"); and

WHEREAS, COVID-19 is officially a global pandemic according to the WHO; and

WHEREAS, on March 13, 2020, President Donald Trump has declared a national emergency for the United States of America in response to COVID-19; and

WHEREAS, on March 16, 2020, the President of the United States in conjunction with the Centers for Disease Control and Prevention (CDC) issued Coronavirus Guidelines for America - 15 Days to Slow the Spread; and

WHEREAS, on March 23, 2020, the Governor issued Executive Order No. 03.23.20.01, which requires the Department of Public Health to order that certain specific higher risk populations to shelter in place for fourteen (14) days; and

WHEREAS, Executive Order No. 03.23.20.01 further orders that no business, establishment, corporation, non-profit corporation, or organization shall allow more than ten (10) persons to be gathered at a single location if such gathering requires persons to stand or be seated within six (6) feet of any other person; and

WHEREAS, on March 25, 2020, the City Council declared a state of public health emergency to exist related to COVID- 19; and

WHEREAS, on March 25, 2020 the City Council delegated to the Mayor the authority to issue this emergency order;

NOW, THEREFORE, as the Mayor of the City of Waleska, Georgia, I hereby declare that a local state of emergency exists within the territorial limits of the City of Waleska, Georgia, and issue the following order:

1. The terms of the Governor's Executive Order No. 03.23.20.01 are hereby adopted and incorporated into this Order by this reference and shall be enforced within the City of Waleska, Georgia, as follows:

(a) All persons ordered by the Department of Public Health to isolate, quarantine, or shelter in place within their homes or place of residence shall comply with such executive order or administrative order. In accordance with the Governor's Executive Order, the following populations are specifically included:

- (i) Those persons who live in a nursing home or long-term care facility;
- (ii) Those persons who have chronic lung disease;
- (iii) Those persons who are currently undergoing cancer treatment; and
- (iv) Those persons included in any Department of Public Health Administrative

Order.

(b) All businesses which possess a license to operate as or otherwise meet the definition of "bar" as defined in Official Code of Georgia Section 3-1-2(2.1) shall cease operation.

(c) No business, establishment, corporation, non-profit, corporation, or organization shall allow more than ten (10) persons to be gathered at a single location if such gathering requires persons to stand or to be seated within six (6) feet of any other person.

2. No gathering of more than ten (10) persons shall be allowed if such gathering results in persons standing or seated within six feet of any other person.

3. The terms of this Order may be enforced as city ordinances generally are enforced.

4. This Order shall become effective immediately and will continue to be in effect until which time as the Governor's Executive Orders shall expire, unless otherwise amended by subsequent order.

SO ORDERED this 26th day of March, 2020.

THE CITY OF WALESKA, GEORGIA



Mary Helen Lamb, Mayor
City of Waleska, Georgia

AN EMERGENCY ORDINANCE TO DECLARE PUBLIC HEALTH EMERGENCY

WHEREAS there has been an outbreak of a respiratory disease caused by a novel coronavirus, known as COVID-19, which is an infectious virus that can spread from person to person and can result in serious illness or death; and

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

WHEREAS on March 14, 2020 Governor Brian Kemp declared that a Public Health State of Emergency exists in the State of Georgia due to the public health emergency from the spread of the COVID-19; and

WHEREAS the Centers for Disease Control and Prevention have noted that COVID-19 is proliferating via "community spread", meaning people have contracted the virus as a result of direct or indirect contact with infected persons, including some who are not sure how or where they became infected; and

WHEREAS guidance has been given by the Centers for Disease Control and Prevention and others that avoiding public gatherings of more than ten people is a way to halt the spread of COVID-19; and

WHEREAS there have been confirmed cases of COVID-19 in Cherokee County; and

WHEREAS O.C.G.A. Sec. 38-3-28 permits a city to adopt such orders, rules and regulations as may be necessary for emergency management purposes; and

WHEREAS Sec. 3.18 of the Charter for the City of Waleska allows for the adoption of emergency ordinances; and

WHEREAS, Section 1.14 (b) (8) of the Charter for the City of Waleska gives the City Council authority to carry out all reasonable provisions deemed necessary to deal with or meet such an emergency for the protection, safety, health or well-being of the citizens of the city and Section 1.14 (b) (43) grants the City Council broad authority to exercise and enjoy all other powers, functions, rights, privileges and immunities necessary or desirable to promote or protect the safety, health, peace, security, good order, comfort, convenience, or general welfare of the city and its inhabitants; and

WHEREAS the City Council for the City of Waleska desires to continue to carry out the business of the city while also protecting its elected officials, employees and citizens from the spread of COVID-19; and

WHEREAS, the Governor for the State of Georgia has issued Executive Orders to address the COVID-19 situation;

THEREFORE, IT IS ORDERED:

The intent of this Declaration is to ensure that the maximum number of people self-isolate in their places of residence to slow the spread of COVID-19 to the maximum extent possible. When people need to leave their places of residence, they should at all times comply with Social Distancing Requirements. Social Distancing Requirements are; avoiding social gatherings in groups of more than 10 people

NOW THEREFORE, The Council of the City of Waleska hereby ordains that:

1. There is declared a public health emergency in the City of Waleska due to the spread of COVID-19.
2. The Mayor is authorized to issue emergency declarations as necessary which adopt the terms of the Executive Orders of the Governor to be applicable in Waleska.
3. The City Manager is authorized to adopt any policies or regulations regarding the public's access to city facilities as are deemed reasonable and necessary to protect from exposure to COVID-19 while allowing as much of the business of the City to continue as is possible.
3. The City Manager is authorized to adopt any policies or regulations regarding the employees of the City of Waleska as are deemed necessary and reasonable to limit exposure to COVID-19.
4. Section 3.18 – Emergencies – of the Charter of the City of Waleska Georgia states “Every emergency ordinance shall automatically stand repealed 30 days following the date upon which it was adopted, but this shall not prevent reenactment of the ordinance in the manner specified in this section if the emergency continues to exist. An emergency ordinance shall also be repealed by adoption of a repealing ordinance in the same manner specified in this section for adoption of emergency ordinances.”
5. If any portion of this Ordinance be declared invalid or unconstitutional by any court or competent jurisdiction or if the provisions of any part of this Ordinance as applied to any particular situation or set of circumstances shall be declared invalid or unconstitutional, such invalidity shall not be construed to affect the portions of this Ordinance not so held to be invalid. It is hereby declared to be the intent of the City Council to provide for separable and divisible parts and does hereby adopt any and all parts hereof as may not be held invalid for any reason.
6. This Ordinance shall become effective immediately.

SO ORDAINED, this 26th day of March, 2020.



Mary Helen Lamb, Mayor

Attest:

Robyn Smith
Robyn Smith, City Clerk

