

DECLARATION OF A STATE OF EMERGENCY

Town of Maxton

WHEREAS, The North Carolina General Assembly has adopted Article 1A of Chapter 166A of the General Statutes, entitled “North Carolina Emergency Management Act” which sets forth the authority and responsibility of the Governor, State agencies, and local governments in prevention of, preparation for, response to, and recovery from natural or man-made emergencies; and

WHEREAS, North Carolina General Statute 166A-19.22, part of the North Carolina Emergency Management Act, authorizes cities to declare a state of emergency under conditions and following procedures contained therein; and

WHEREAS, the Board of Commissioners of the Town of Maxton, North Carolina, has duly adopted an ordinance authorizing the Mayor to determine and proclaim the existence of a state of emergency and to impose various restrictions after he determines that such restrictions are necessary as a response to an emergency; and

WHEREAS, the Coronavirus (COVID-19), a new strain of coronavirus not previously identified in humans, is a respiratory disease that can result in serious illness and/or death, and can spread easily from person to person; and

WHEREAS, the World Health Organization declared COVID-19 a global health emergency of international concern on January 30, 2020; and

WHEREAS, the Centers for Disease Control and Prevention (CDC) has identified the high public health threat posed by COVID-19, both globally and nationally, and has advised that person-to-person spread will continue to occur; and

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

WHEREAS, the President of the United States, Donald J. Trump, declared a National State of Emergency, effective March 13, 2020, as a result of the COVID-19 pandemic; and

WHEREAS, the Governor of the State of North Carolina, Roy Cooper, declared a State of Emergency for the entire state, effective March 10, 2020 for concerns related to the Coronavirus; and

WHEREAS, the North Carolina Department of Health and Human Services has confirmed multiple cases of COVID-19 within the state, as well as cases within the counties of Robeson, Scotland, and surrounding areas; and

WHEREAS, the Town of Maxton believes that a Declaration of a State of Emergency will improve access to state and federal resources and adoption of those resources, that might not otherwise be available and the Town believes that such a Declaration will ensure the safety and well-being of all Maxton residents and visitors; and

WHEREAS, as a result of the above-described emergency, I have determined that there is an imminent threat of, or existing conditions have caused or will cause, widespread or serious illness and, in extreme cases, the loss of life, in addition to severe damage and injury to property, and public safety authorities will be unable to maintain public order or afford adequate protection; and

WHEREAS, declaring a State of Emergency and imposing the control measures, restrictions, and/or prohibitions ordered herein is necessary to maintain order and to protect public health, safety, property, and welfare.

NOW, THEREFORE, pursuant to the authority vested in me as the Mayor of the Town of Maxton under Article 1A of Chapter 166A of the North Carolina General Statutes and Chapter 16 Article II of the Town of Maxton Code of Ordinances:

SECTION 1. A State of Emergency is hereby declared within the Town of Maxton as more particularly described in Section 2.

SECTION 2. The emergency area covered by this state of emergency shall be all areas within the corporate limits of the Town of Maxton.

SECTION 3. In accordance with North Carolina General Statute 166A-19.31, the Town of Maxton can enact a variety of different restrictions and/or prohibitions, as this evolving situation warrants.

SECTION 4. I hereby request that all residents, visitors, businesses, and establishments with the Town of Maxton follow any and all directives and recommendations set forth by the North Carolina Governor's Office, the North Carolina Department of Health and Human Services, and the Robeson and/or Scotland County Department of Public Health.

SECTION 5. The following restrictions and prohibitions are imposed:

The Emergency Operations Plan adopted by the Town of Maxton and all applicable mutual aid compacts and agreements are to be placed in full force and effect and shall remain in effect until this Emergency Declaration is rescinded.

Control Measures could be placed in effect immediately to implement plans for the prevention of, preparation for, response to and recovery from any and all emergency situations that may result from the impacts of the COVID-19 Pandemic. These Control Measures will be coordinated with federal, state and local agencies for the orderly protection, treatment and rehabilitation of affected persons and/or property.

SECTION 6. I hereby order all Town of Maxton law enforcement officers and employees and all other emergency management personnel subject to our control to cooperate in the enforcement and implementation of the provisions of this Declaration, all applicable local ordinances, state and federal laws, and the Town of Maxton Emergency Operations Plan.

SECTION 7. I further direct Town Manager, Roosevelt Henegan, or his designee, to seek assistance from all agencies of the United States Government, as may be needed to meet the emergency needs and seek reimbursement for costs incurred by the Town in responding to this emergency.


SECTION 8. I hereby order this declaration to be: (a) distributed to the news media and other organizations calculated to bring its contents to the attention of the general public; (b) filed with the Clerk to the Maxton Board of Commissioners; and (c) distributed to others as necessary to ensure proper implementation of this declaration.

SECTION 9. This declaration shall take effect on April 23, 2020 at 10:00am and shall remain in effect until modified or rescinded.

DECLARED, this the 23 day of April, 2020 at 10:00am.



ATTEST:


Jacqueline Johnson
Town Clerk, CMC


Paul Davis, Mayor