

**TOWN OF FAIRMOUNT HEIGHTS
PROCLAMATION DECLARING THE EXISTENCE OF A LOCAL EMERGENCY**

WHEREAS, the Governor of the State of Maryland, as of March 5, 2020 and thereafter, and particularly on March 12, 2020, has issued orders initially declaring a state of emergency and catastrophic health emergency for the epidemic known as COVID-19 and extending certain licenses, permits, registrations, and other governmental authorizations, and authorizing the suspension of legal time requirements; and

WHEREAS, the Mayor shall have such other powers and perform such other duties as may be required by the Council, not inconsistent with the Charter including but not limited to those powers delegated to the Mayor by ordinance, state statute or the Governor's proclamations to be exercised during declared civil emergencies; and

WHEREAS, except as limited by § Article III, 1-12 of the Town Charter, pursuant to newly enacted Chapter XI (Authority of Mayor to Issue Certain Orders) of the Town Code as approved in Emergency Ordinance 01-20²⁰ that, upon the executive order of a civil municipal emergency by the Mayor, and during the existence of such civil emergency, the Mayor may, in a form that meets the requirements of [the] article, make and proclaim any or all of certain enumerated emergency orders state therein; and

WHEREAS, Emergency Ordinance No. 01-20²⁰ of the Town of Fairmount Heights (Chapter XI (Civil Emergencies) of the Code of the Town of Fairmount Heights enacted on April 22 2020 empowers the Mayor to proclaim the existence of a local emergency when said Town is affected or likely to be affected by a public calamity or crisis, and that said Orders, Ordinance and the Mayor's Statement on COVID-19 have given due notice to the public;

WHEREAS, the Mayor of the Town of Fairmount Heights does hereby find the following:

That conditions of extreme peril to the safety of persons and property have arisen within said Town, caused by the COVID-19 pandemic; and

That the Mayor believes it is in the best interest of public safety and the protection of property that the exercise of certain rights be temporarily limited and that the conditions of this Order is designed to provide the least necessary restriction on those rights and will not endanger the public health, welfare or safety; and is necessary to amend; and

That the Council of the Town of Fairmount Heights may meet in public session and pursuant to said Emergency Ordinance rescind, modify or extend this Order.

NOW, THEREFORE, IT IS HEREBY PROCLAIMED that in addition to the Governor's State-wide emergency, that a local (municipal) emergency now exists throughout said Town; and

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of said local and/or State emergency the Town offices will be closed to the public and most of the staff will telework, and that M-NCPPC has issued a statement that their facilities, parks and trails are closed to the public until April 24th, depending on the status of this public health emergency.

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of said local and State emergency the powers, functions, and duties of the emergency organization of this Town shall be those prescribed by state law, by ordinances, proclamations and resolutions of this Town, and by the Town of Fairmount Heights Emergency Operations or COOP Plan, as applicable.

IT IS FURTHER PROCLAIMED AND ORDERED that this Order shall take effect immediately and remain in effect for a period of 30 days unless the Town Council duly rescinds, modifies or extends the duration of the local emergency; however, despite the expiration or termination of this Order, and unless the Council passes a resolution stating otherwise.

IT IS FURTHER PROCLAIMED AND ORDERED that a copy of this Order shall be delivered to the Governor of the State and shall be posted at the Town Hall and published in the Town newsletter, the Town internet web site and social media accounts in order to give the widest dissemination of this Proclamation and Order to the public.

TOWN OF FAIRMOUNT HEIGHTS

Dated:

4-27-2020

By:


Lillie Thompson-Martin, Mayor