

TOWN OF INDIAN TRAIL

PROCLAMATION OF A STATE OF EMERGENCY

By the Mayor Pro-Tempore of the Town of Indian Trail

WHEREAS the Coronavirus (COVID – 19) pandemic has created a state of emergency in the Town of Indian Trail; and

WHEREAS the Governor has declared a state of emergency on behalf of the state on March 10, 2020; and

WHEREAS Union County has declared a state of emergency on behalf of the County on March 16, 2020 which proclamation is in effect for the Town of Indian Trail by request of the Town’s Mayor Pro Tempore (see Exhibit “A” attached, the “County Declaration”); and

WHEREAS the North Carolina General Assembly has adopted Article 1A of Chapter 166A entitled “North Carolina Emergency Management Act”; and

WHEREAS G.S. 166A-19.22 authorizes a municipality by ordinance to delegate to the mayor of a municipality the authority to declare a state of emergency pursuant to the procedures of G.S. 166A; and

WHEREAS the Town of Indian Trail Code of Ordinances Section 31.02 (B) authorizes and empowers the Mayor, or the Mayor Pro Tempore if the Mayor is unavailable, to issue a public proclamation declaring to all persons the existence of a state of emergency, and in order to effectively protect the lives and property of people within the town, to place into effect restrictions authorize by ordinance.

WHEREAS the Mayor of Indian Trail is unavailable; and

NOW, THEREFORE, pursuant to the authority contained in Article 1 of N.C.G.S § 166A, and Indian Trail Code of Ordinances Section 31.02, I, Marcus J. McIntyre, Mayor Pro Tempore of the Town of Indian Trail proclaim the existence of a State of Emergency in the Town of Indian Trail.

I further proclaim that the restrictions set forth below are essential to the preservation of public order and immediately necessary to serve the safety, health and welfare needs of the people within the town, and that the same shall be in effect within the incorporated limits of the Town of Indian Trail until this Proclamation is rescinded.

I further proclaim that the restrictions set forth below are in addition to those which have been imposed by the County Declaration and I hereby order all town employees and all other emergency management personnel subject to my control to cooperate in the enforcement and implementation of the County Declaration and the Town of Indian Trail emergency ordinances.

I further proclaim that the following additional public safety measures are in effect:

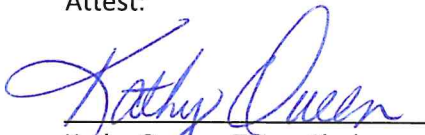
1. *Cancellation, postponement or modification of Town of Indian Trail gatherings, meetings, travel and events:* Pursuant to Section 31.03 (A)(6) of the Code of Ordinances, non-essential Town of Indian Trail gatherings, meetings, travel and events may be cancelled, postponed, or modified to promote efforts being made to overcome or prevent further aggravation of the emergency.

2. *Public Attendance at Town of Indian Trail gatherings, meetings and events:* Pursuant to Section 31.03 (A)(5) and (6) of the Code of Ordinances, public attendance at Town of Indian Trail gatherings, meetings and events is hereby reasonably and necessarily prohibited, restricted or modified to promote efforts being made to overcome or prevent further aggravation of the emergency, except in areas or times designated by the Town of Indian Trail or the Union County Health department in conjunction with County Emergency Management.
3. *Restricted access to Town Facilities, parks and greenways:* Pursuant to Section 31.03(A)(5) and (6), access to Town Facilities, parks and greenways is reasonably and necessarily prohibited or restricted to promote efforts being made to overcome or prevent further aggravation of the emergency, except in areas or times designated by the Town of Indian Trail or the Union County Health Department in conjunction of with County Emergency Management.
4. *Authority to those Town Officials imposing Restrictions:* Pursuant to G.S. § 166A-19.31(b), the Town Manager and/or his delegee is hereby authorized to determine and impose the public safety prohibitions or restrictions deemed reasonable and necessary to overcome or prevent aggravation of the emergency consistent with this Proclamation.

This Proclamation shall become effective immediately and shall remain in effect until rescinded.

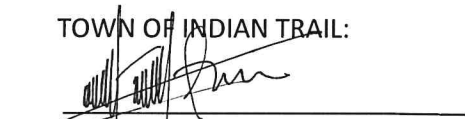
PROCLAIMED this 17th day of March 2020.

Attest:


Kathy Queen, Town Clerk



TOWN OF INDIAN TRAIL:


Marcus J. McIntyre, Acting Mayor