



TOWN OF FALMOUTH

EMERGENCY PROCLAMATION

Pursuant to Section 2-507 of the Town of Falmouth's Code of Ordinances, the Town Council Chairwoman hereby finds and orders the following:

WHEREAS, the Governor of the State of Maine declared a Civil State of Emergency due to the spread of the Coronavirus Disease ("COVID-19") on March 15, 2020;

WHEREAS, the Governor of the State of Maine ordered that social gatherings of more than ten (10) people are prohibited, and all restaurants and bars in the State of Maine close their dine-in facilities on March 18, 2020;

WHEREAS, the Governor of the State of Maine ordered that all Non-Essential Businesses in the State of Maine cease activities at sites that are public facing, or at sites that require workers to convene in space where social distancing is not possible on March 24, 2020;

WHEREAS, COVID-19 is a communicable disease that is easily contracted through personal contact with infected individuals in the community;

WHEREAS, the number of COVID-19 cases has steadily risen world-wide in the past few months;

WHEREAS, the number of COVID-19 cases in the State of Maine is rapidly increasing on a daily basis;

WHEREAS, the continued spread of COVID-19 threatens the public health, safety, and welfare of the citizens of the Town of Falmouth;

WHEREAS, the Center for Disease Control ("CDC") has issued guidance strongly urging members of the public to avoid events where ten (10) or more people will be gathered, and to practice social distancing in their everyday interactions with members of the public;

WHEREAS, the Town strongly urges the public to practice social distancing and avoid events or gatherings where more than ten (10) people are present;

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WHEREAS, the Town is working with businesses to encourage compliance with the CDC's guidance, and to establish practices to prevent the continued spread of COVID-19 to members of the community;

WHEREAS, the Town Manager requires the authority to expeditiously promulgate regulations and take measures to prevent the spread of COVID-19, and protect life, property, and resources in the Town;

THEREFORE, PURSUANT TO SECTIONS 2-507 THROUGH 2-509 OF THE TOWN'S CODE OF ORDINANCES, THE AUTHORITY VESTED IN THE TOWN PURSUANT TO STATUTES OF THE STATE OF MAINE, AND THE TOWN'S COMMON LAW AUTHORITY TO ENACT LEGISLATION TO PROTECT THE GENERAL HEALTH, SAFETY, WELFARE, AND MORALS OF THE CITIZENS OF THE TOWN, THE TOWN COUNCIL CHAIRWOMAN HEREBY ORDERS:

1. A civil state of emergency exists in the Town of Falmouth;
2. The Town Manager, in consultation with the Town Council Chairperson, or the Vice-Chairperson if the Town Council Chairperson is unavailable, shall be responsible for promulgating such regulations as he sees fit to protect life, property, and resources in the Town. In the absence of both the Town Council Chairperson and the Vice-Chairperson, the Town Manager shall be solely responsible for promulgating regulations as authorized by Section 2-509 of the Town's Code of Ordinance, and this Emergency Proclamation. Regulations promulgated by the Town Manager, in consultation with the Town Council Chairperson, or Vice Chairperson if the Town Council Chairperson is unavailable, may include, but are not limited to, the following measures:
 - a. Regulations prohibiting or substantially restricting the movement of vehicular traffic in areas within or without of the Town;
 - b. Regulations facilitating or restricting the movement of people within the Town;
 - c. Regulations relating to the movement of persons from areas within the Town where people are infected with COVID-19;
 - d. Any other regulations that are necessary to preserve and protect the public peace, health, and safety.
3. The Town Manager, in consultation with the Town Council Chairperson, or the Vice-Chairperson if the Town Council Chairperson is unavailable, ~~however in the absence of both the Town Council Chairperson and the Vice Chairperson, the Town Manager shall be solely responsible for promulgating regulations as authorized by Section 2-509 of the Town's Code of Ordinance, and this Emergency Proclamation, or upon the~~

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Town Manager's own initiative if neither the Town Council Chairperson nor Vice Chairperson is available, shall have the authority to:

- a. Order the evacuation of persons from hazardous areas within the Town;
 - b. Request aid or assistance from the State or any of the State's political subdivisions, and shall render assistance to other political subdivisions pursuant to the provisions of 37-B M.R.S. § 781;
 - c. Obtain vital supplies, equipment, and other items found lacking and necessary for the protection of health, life, and property.
4. This Order shall remain in effect for five (5) days unless terminated by further proclamation of the Town Council Chairwoman or renewed by the Town Council.

Dated: March 27, 2020

Amy Kuhn, Chair, Town Council
Town of Falmouth, Maine

Attest: _____ Date: _____
Ellen Planer, Town Clerk