

Executive Order

BY THE
Mayor of Roswell, Georgia

May 13, 2020

PROCLAMATION

*Relating to Enforcement of Governor's Executive
Orders and Other Matters*

WHEREAS, the novel coronavirus (COVID-19) has been recognized globally as a contagious respiratory virus; and

WHEREAS, on March 1, 2020 a Proclamation Declaring a National Emergency related to COVID-19 was issued by President Donald J. Trump; and

WHEREAS, Georgia Governor Brian Kemp issued a disaster proclamation on March 14, 2020, certifying that COVID-19 poses an imminent threat of disaster for all counties and cities in the State of Georgia; and

WHEREAS, the Roswell Mayor and Council passed a Resolution declaring an emergency within the City of Roswell Georgia on March 17, 2020 recognizing the threat of COVID-19 to the health, safety and welfare of the citizens of Roswell; and

WHEREAS, the President's Coronavirus Guidelines for America, as promulgated by President Donald J. Trump and the CDC on March 16, 2020, call upon Americans to slow the spread of COVID-19 by avoiding social gatherings in groups of more than 10 people; and

WHEREAS, I, Lori Henry, Mayor of the City of Roswell, Georgia, on March 20, 2020 issued an Executive Order/Proclamation declaring a state of emergency within the City of Roswell and ordered necessary steps to protect the public health, safety and welfare based on CDC guidelines and recommendations from the Roswell COVID-19 Task Force; and

WHEREAS, while such measures appear to be working, people continue to unnecessarily gather in certain areas in groups larger than 10 people at a time, endangering anyone who comes into future contact with them; and

WHEREAS, the City of Roswell, Georgia continues to encourage citizens to support local restaurants and businesses by using drive-thru, pickup or other delivery options while maintaining safe social distancing requirements; and

WHEREAS, on April 2, 2020, Georgia Governor Brian Kemp issued an Executive Order 04.02.20.01, ordering all residents and visitors of the State of Georgia to shelter in place within their homes or places of residence; and

WHEREAS, on April 8, 2020 Georgia Governor Brian Kemp extended his Executive Order 04.02.20.01 until 11:59 P.M. Thursday, April 30, 2020 by issuing Executive Order 04.08.20.02; and

WHEREAS, on April 20, 2020 Georgia Governor Brian Kemp issued Executive Order 04.20.20.01 which moves certain businesses to minimum operations while maintaining previous shelter in place orders; and

WHEREAS, on April 23, 2020 Georgia Governor Brian Kemp issued Executive Order 04.23.20.02, which is entitled "Reviving a Healthy Georgia" and provides guidance for reopening; and

WHEREAS, Executive Order 04.23.20.02 further sets forth requirements that shall be met in order to resume dine-in services and other measures that shall be implemented by businesses, establishments, corporations, non-profit corporations or organizations that are not Critical Infrastructure to continue in-person operations; and

WHEREAS, Executive Order 04.23.20.02 further mandates that all retail businesses shall implement additional measures to prevent the spread of COVID-19, including limiting the occupancy to 50% of fire capacity or 8 patrons per 1000 square feet; and

WHEREAS, Executive Order 04.23.20.02 also requires additional measures to prevent the spread of COVID-19 by gyms and fitness centers, body art studios, salons, estheticians, hair designers, persons licensed to practice massage therapy, tanning facilities, indoor movie theaters and cinemas, and bowling alleys; and

WHEREAS, Executive Order 04.23.20.02 also empowers municipal governments to issue or amend orders as may be necessary for emergency management purposes and to supplement the Governor's Executive Order, provided such municipal orders are no more or less restrictive than the Governor's Executive Order; and

WHEREAS, on May 12, 2020, Georgia Governor Brian Kemp issued Executive Order 05.12.20.02 which, among other actions, included the extension of social distancing requirements and the restriction of gatherings through May 31, 2020 at 11:59 P.M.; and

WHEREAS, the City of Roswell COVID-19 Task Force has made recommendations regarding necessary actions to be taken in this time of emergency in compliance with Governor Kemp's Executive Order:

NOW, THEREFORE, I, Lori Henry, Mayor of the City of Roswell, Georgia by virtue of the power and authority vested in me by the City of Roswell Charter and Code of Ordinances, do hereby order the following:

Order No. 1 In conjunction with Georgia Governor Brian Kemp's Executive Orders 04.30.20.01 and 05.12.20.02, the State of Emergency for the City of Roswell is hereby extended until June 12, 2020 at 11:59 P.M., unless renewed by the Governor. All citizens of and visitors to the City of Roswell, Georgia shall strictly comply with such Orders including social distancing requirements. All City of Roswell public safety personnel shall be authorized to enforce said Orders in accordance with laws of the State of Georgia and the City of Roswell.

Order No. 2 All citizens of and visitors to the City of Roswell, Georgia shall strictly comply with all other Executive Orders of Georgia Governor Brian Kemp now existing or subsequently issued. All City of Roswell public safety personnel shall be authorized to enforce said Orders in accordance with the laws of State of Georgia and the City of Roswell.

Order No. 3 In accordance with and to aid enforcement of Governor Kemp's Order, City of Roswell restaurants shall be permitted to allow dine-in service provided all required measures of the Governor's Executive Order are followed. All restaurants licensed to sell alcohol for on-premises consumption shall be subject to and are authorized to operate under ordinances of the City of Roswell, provided such restaurants that are licensed to sell beer and wine for on-premises consumption shall continue to be authorized, while Governor Kemp's Order remains in effect only, to sell unopened bottles of beer, growlers or wine for take-out consumption off-premises in conjunction with a food purchase. Alcohol licensees who engages in this course of conduct does so at the licensee's own peril as it concerns the licensee's state liquor license. The City of Roswell makes no representation as to the legality, under state law and state alcohol licenses, of any course of conduct undertaken under this Order.

Order No. 4 In accordance with and to enforce compliance with Governor Kemp's Orders that municipal governments shall not 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, the Heart of Roswell Park, all picnic pavilions, outdoor gym equipment and playgrounds are hereby closed. All citizens and visitors to City parks should strictly adhere to Governor Kemp's Executive Orders for social distancing and are reminded of restrictions for sheltering in place for higher risk individuals.

Order No. 5 In accordance with and to aid enforcement of Governor Kemp's Order, the placement, without a permit, of reasonable new temporary informational business signage shall be allowed provided such signage must comply with current code standards. Said signs must be removed or obtain a permit at the conclusion of this Executive Order/Proclamation and/or any extensions thereof.

Violations of any of these Orders within the City of Roswell, Georgia shall be deemed to disturb or endanger the peace or decency and/or be deemed a public nuisance and shall be prosecuted as such in the Roswell Municipal Court. All citizens shall comply with Governor Kemp's Executive Orders and all city personnel shall work with enforcement officers of the State of Georgia to protect health, safety and welfare of the citizens of Roswell. No part of this Order shall be interpreted to conflict with any of the Governor's Executive Orders related to the COVID-19 Pandemic and all Orders herein are supplemental to and/or are designed to enforce Governor Kemp's Order within the City of Roswell, Georgia. No provision herein shall be interpreted to be more or less restrictive than the Governor's Executive Orders. All critical infrastructure will remain operational and government entities and businesses will continue to provide essential services, allow necessary travel, allow for performance of minimum basic operations and support critical infrastructure.

This executive order and proclamation extends previous Orders shall remain in effect and in full force until May 31, 2020 at 11:59 P.M., provided the State of Emergency shall remain until June 12, 2020 at 11:59 P.M. or until the Governor's Executive Orders are rescinded including any extensions, modifications, and/or amendments.

So proclaimed and ordered this the 13th day of May 2020.

BY: _____

Lori Henry, Mayor
City of Roswell, Georgia

