

**CITY OF COATESVILLE
COUNTY OF CHESTER**

**AN ORDINANCE REENACTING THE DECLARATION
OF STATE OF EMERGENCY ORDINANCE AND
RATIFICATION OF THE SUPPLEMENTAL DECLARATION
OF EMERGENCY EFFECTIVE APRIL 15, 2020.**

WHEREAS, the City of Coatesville (“City”) is a Third Class City operating by means of a home rule charter and the Third Class City Code; and

WHEREAS, the City adopted Ordinance No. 1532-2020 ratifying the Declaration of State of Emergency issued March 16, 2020, in response to the Coronavirus COVID-19 pandemic; and

WHEREAS, between the date of the adoption of Ordinance 1532-2020, and April 13, 2020, the first three positive case of Coronavirus COVID-19 in the City of Coatesville were confirmed, and a total of 17 citizens of Chester County had died from the disease; and

WHEREAS, as of April 20, 2020, there were at least 33,232 confirmed positive case of Coronavirus COVID-19 in the Commonwealth of Pennsylvania, of which 952 were in Chester County and of that number there were 16 in the City of Coatesville. In addition, at least 1,204 Pennsylvanians have died from Coronavirus COVID-19, of which 42 of the deceased resided in Chester County; and

WHEREAS, Coronavirus COVID-19 has caused or threatens to cause illness, injury, and death to the residents of the City of Coatesville; and

WHEREAS, the Coronavirus COVID-19 presents the possibility of further spreading both nationwide and within the City of Coatesville and may, therefore, endanger the health, safety and welfare of a substantial number of persons residing within the City and likewise threatens to create substantial public health, medical, and emergency response activities within the City; and

WHEREAS, immediate, proactive emergency management measures are required to mitigate the severity of this public health emergency for purposes of protecting the health, safety and welfare of residents in the City of Coatesville; and

WHEREAS, the City Manager requested the issuance of a Supplemental Declaration of State of Emergency, pursuant to Section 19-1 of the City Code, to provide for a curfew and limiting the number of persons permitted to gather on public streets and in public places in an effort to mitigate the spread of Coronavirus COVID-19; and

WHEREAS, the President of City Council issued a Supplemental Declaration of Emergency, which was effective April 15, 2020, and included a curfew and limits on the number of persons permitted to gather on public streets and in public places; and

WHEREAS, Section 19-1 of the City Code requires that an ordinance ratifying the Supplemental Declaration of State of Emergency be prepared within seven days of said declaration; and

WHEREAS, this ordinance was timely prepared in accordance with Section 19-1 of the City Code; and

WHEREAS, Section 2-309 of the City Charter permits the reenactment and extension of a Declaration of Emergency; and

WHEREAS, the City Council is further authorized to declare the existence of a local disaster emergency in the City of Coatesville pursuant to the provisions of Section 7501 of the Pennsylvania Emergency Management Services Code, 35 Pa C.S. §7101 *et seq.*; and

WHEREAS, the City Council of the City of Coatesville has determined that it should reenact Ordinance No. 1532-2020, ratifying the Declaration of State of Emergency issued March 16, 2020 and ratify the Supplemental Declaration of State of Emergency issued pursuant to Section 19-1 of the City Code:

NOWHEREFORE, in accordance with the foregoing authority, which incorporates all rights and powers granted to the City of Coatesville under the Third Class City Code, the Pennsylvania Emergency Management Services Code, and those powers set forth under the City Charter, the City hereby enacts and ordains as follows:

SECTION 1. Ordinance No. 1532-2020, ratifying the Declaration of State of Emergency issued March 16, 2020, a true and correct copy of which is attached hereto and made part hereof, is hereby reenacted.

SECTION 2. The Supplemental Declaration of State of Emergency, a true and correct copy of which is attached hereto and made part hereof, and all the terms and conditions set forth therein are hereby adopted and ratified by the City Council.

SECTION 3. Upon adoption of this Ordinance, the City Manager shall email a true and correct copy thereof to Chester County Office of Emergency Management and the Pennsylvania Emergency Management Agency.

SECTION 4. The effect of this Ordinance reenacting the Declaration of State of Emergency and ratifying the Supplemental Declaration of State of Emergency is to activate the response and recovery aspects of any and all state, county and local emergency management plans, authorize the furnishing of aid and assistance thereunder and to implement additional mitigation efforts.

SECTION 5. All ordinances or parts of ordinances conflicting with any provisions of this Ordinance are hereby temporarily suspended insofar as the same affects this Ordinance.

SECTION 6. If any sentence, clause, section or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts hereof.

SECTION 7. This Ordinance shall be effective immediately upon adoption in accordance with Section 2-309 of the City Charter.

ENACTED AND ORDAINED this 27th day of April, 2020.



Linda Lavender-Norris, President, City Council

ATTEST:



Michael T. Trio, City Manager

CERTIFICATION

I HEREBY CERTIFY that the foregoing Ordinance was introduced on the 27 day of April, 2020, was duly enacted by the Council of the City of Coatesville, Chester County, Pennsylvania, on the 27 day of April, 2020, and that the vote upon the said Ordinance has been recorded in the Minutes of the City Council and that the Ordinance has been fully recorded.

