

Executive Order #1 of 2020

Declaring a Disaster Emergency within the Town of Hoosick on March 18, 2020

WHEREAS, on January 30, 2020, the World Health Organization designated the novel coronavirus, COVID-19, outbreak as a Public Health Emergency of International Concern;

WHEREAS, on January 31, 2020, United States Health and Human Services Secretary Alex M. Azar, II declared a public health emergency for the entire United States to aid the nation's healthcare community in responding to COVID-19;

WHEREAS, on March 7, 2020, the Governor of the State of New York declared a Disaster Emergency in relation to COVID-19;

WHEREAS, on March 14, 2020, the County of Rensselaer declared a Disaster Emergency in relation to COVID-19;

WHEREAS, both travel-related cases and community contact transmission of COVID-19 have been documented in Rensselaer County as of March 17, 2020 and elsewhere in New York State and more are expected to continue; and

WHEREAS, the Town of Hoosick, County of Rensselaer and the State of New York are addressing the threat that COVID-19 poses to the health and welfare of its residents and visitors.

NOW, THEREFORE, I, Mark Surdam, Supervisor of the Town of Hoosick by virtue of the authority vested in me by the Constitution and the Laws of the State of New York, hereby find, pursuant to Section 24 of the Executive Law and Section 29(6) of the Town Law, that a disaster is impending in the Town of Hoosick and I do hereby declare a Disaster Emergency for the Town of Hoosick. This Executive Order shall be in effect until April 18, 2020 unless extended or renewed pursuant to law; and now it is

FURTHER determined that pursuant to New York State Executive Law Section 24, I hereby issue a proclamation providing that the Executive Orders of the Governor of the State of New York issued in response to the COVID-19 outbreak are hereby incorporated into this Disaster Emergency Order by reference and that the Supervisor of the Town of Hoosick is further empowered to take the following actions during the period of this declaration of emergency:

- a. the establishment of a curfew and the prohibition and control of pedestrian and vehicular traffic, except essential emergency vehicles and personnel;
- b. the designation of specific zones within which the occupancy and use of buildings and the ingress and egress of vehicles and persons may be prohibited or regulated;
- c. the regulation and closing of places of amusement and assembly;

d. the suspension or limitation of the sale, dispensing, use or transportation of alcoholic beverages, firearms, explosives, and flammable materials and liquids;

e. the prohibition and control of the presence of persons on public streets and places;

f. the establishment or designation of emergency shelters, emergency medical shelters, and in consultation with the state commissioner of health, community based care centers;

g. the suspension within any part or all of its territorial limits of any of its local laws, ordinances or regulations, or parts thereof subject to federal and state constitutional, statutory and regulatory limitations, which may prevent, hinder, or delay necessary action in coping with a disaster or recovery therefrom whenever (1) a request has been made pursuant to subdivision seven of this section, or (2) whenever the governor has declared a state disaster emergency pursuant to section twenty-eight of this article. Suspension of any local law, ordinance or regulation pursuant to this paragraph shall be subject to the following standards and limits:

(i) no suspension shall be made for a period in excess of five days, provided, however, that upon reconsideration of all the relevant facts and circumstances, a suspension may be extended for additional periods not to exceed five days each during the pendency of the state of emergency;

(ii) no suspension shall be made which does not safeguard the health and welfare of the public and which is not reasonably necessary to the disaster effort;

(iii) any such suspension order shall specify the local law, ordinance or regulation, or part thereof suspended and the terms and conditions of the suspension;

(iv) the order may provide for such suspension only under particular circumstances, and may provide for the alteration or modification of the requirements of such local law, ordinance or regulation suspended, and may include other terms and conditions;

(v) any such suspension order shall provide for the minimum deviation from the requirements of the local law, ordinance or regulation suspended consistent with the disaster action deemed necessary; and

(vi) when practicable, specialists shall be assigned to assist with the related emergency actions to avoid adverse effects resulting from such suspension.

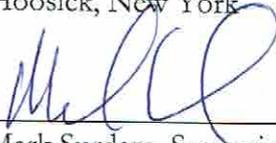
WHEREAS, in furtherance of the above, the Town of Hoosick hereby directs that effective with the execution of this Order, the Town Clerk, Town Building Inspector, and Town Assessor's offices are closed to walk-in traffic during the period of the within declaration of emergency. Residents are directed to telephone the Town Clerk and Town Assessor during this time and phone calls, messages and emails will be responded to by Town staff within a reasonable amount of time; and

WHEREAS, in furtherance of the above, this Emergency Order shall be effective from March 18, 2020 at 6:00pm in the manner prescribed herein and shall be published as soon as

practicable in a newspaper of general circulation in the area affected by such order and transmitted to the radio and television media for publication and broadcast; and

WHEREAS, in furtherance of the above, Local Emergency Order may be amended, modified and rescinded by the Town Supervisor during the pendency or existence of the state of emergency. Such orders shall cease to be in effect five days after promulgation or upon declaration by the Town Supervisor that the state of emergency no longer exists, whichever occurs sooner. The Town Supervisor nevertheless, may extend such orders for additional periods not to exceed five days each during the pendency of the local state of emergency.

Signed this 18th day of March, 2020
Hoosick, New York



Mark Surdam, Supervisor