



AUGUST 5, 2020

**JUSTIN ELICKER, MAYOR
CITY OF NEW HAVEN
CONNECTICUT 06510**

**DECLARATION OF EMERGENCY
FOR THE CITY OF NEW HAVEN**

WHEREAS, on March 10, 2020, the Governor of the State of Connecticut had already declared a public health emergency and a civil preparedness emergency for the State of Connecticut, pursuant to Connecticut General Statutes Sections 19a-131 and 28-9, in response to the global pandemic of COVID-19 disease associated with a novel coronavirus that is currently affecting multiple countries and states; and,

WHEREAS, on August 5, 2020, in response to the damage caused by Tropical Storm Isaias, the Governor of the State of Connecticut has issued a state of emergency declaration resulting from the effects of Tropical Storm Isaias that have impacted the citizens of the State of Connecticut ; and

WHEREAS, the severe weather conditions of Tropical Storm Isaias have resulted in significant property damage, interruption to utilities, public services, travel, and internet connectivity to the City of New Haven, by Tropical Storm Isaias; and

WHEREAS, on March 15, 2020, the Mayor of the City of New Haven, pursuant to Connecticut General Statutes Sections 28-8a(a), 28-1(8), and 28-22, and Chapter 11, Section 11-23 et seq. of the Code of General Ordinances of the City of New Haven, had already declared a state of emergency due to the significant danger to public health and civil preparedness posed by the spread of COVID-19 and shortages of supplies and equipment necessary to protect the public health and safety, and the spread of COVID-19 to residents of the City of New Haven as a result of the global pandemic; and

WHEREAS, in response to the issuance of a declaration of a state of emergency by the Governor of this State and the specific weather circumstances and conditions causing the damage and destruction left in its path throughout the City of New Haven as a result of Tropical Storm Isaias, including but not limited to a condition of extreme peril to life and property, the Chief Executive of the City of New Haven, its Mayor hereby finds that an emergency now exists throughout the City of New Haven; and

WHEREAS, due to the significant adverse impact on public health already imposed on the City and its residents by the dangers to public health resulting from the spread of COVID-19, the Mayor must take further action for the purpose of ensuring civil preparedness and mitigating the adverse effects of this emergency situation upon the residents of New Haven; and

WHEREAS, the powers granted by Connecticut General Statutes Sections 28-8a(a), 28-1(8), and 28-22, and Chapter 11, Sections 6, 7 and 11-23 et. seq. of the Code of General Ordinances of the City of New Haven, proclaimsaid Mayor to have and to exercise all executive and administrative powers conferred upon any municipal chief executive; and

WHEREAS, the duties assigned by the Code of General Ordinances of the City of New Haven to the Mayor of the City of New Haven require said Mayor to cause the Charter, the Ordinances and laws to be executed and enforced, and to conserve the peace within the City, and prescribe that the Mayor shall be responsible for the good order and efficient government of the City; and

WHEREAS, it is in the best interests of the City and People of New Haven to promote public health and to ensure civil preparedness, to minimize the adverse impact and substantial threat to public health created by the current public health emergency and civil preparedness emergency already posed by the spread of COVID-19; and,

WHEREAS, According to Chapter 11, Section 11-2 of the Code of General Ordinances of the City of New Haven states “[i]t is further declared to be the purpose of this chapter and the policy of the city that all emergency management functions of this city be coordinated to the maximum extent with the comparable functions of the federal government, of this state, and of other states and localities, and of private agencies of every type, to the end that the most effective preparation and use may be made of the city’s manpower, resources, and facilities for dealing with any disaster that may occur in this or other communities”; and,

WHEREAS, Chapter 11, Section 11-3 of the Code of General Ordinances of the City of New Haven states “[a]s used in this chapter:

- (a) “Emergency management” shall mean all activities, other than those for which military forces are primarily responsible, connected with the preparation and execution of measures for controlling or minimizing the effects of disasters caused by enemy attack, sabotage or other hostile action or by fire, flood or other causes.
- (b) “Emergency management forces” shall mean any organized personnel engaged in carrying out emergency management functions in accordance with the provisions of this chapter or any rule or order thereunder.
- (c) “Mobile support unit” shall mean an organization of emergency management forces created in accordance with the provisions of the state emergency management act to be dispatched by the Mayor upon orders from the Governor to supplement emergency management forces in a stricken or threatened area.
- (d) “State of emergency: shall mean an emergency declared by the Mayor, the Governor of the state or other duly authorized authority in the event of a disaster caused by enemy attack, sabotage or other hostile action or by fire, flood or other causes, or in the event of the imminence thereof; and

WHEREAS, pursuant to Chapter 11, Section 11-23 of the Code of General Ordinances of the City of New Haven, the Mayor has personally taken direct operational control of any and all parts of emergency management functions of the City of New Haven; and,

WHEREAS, Chapter 11, Section 11-24 of the Code of General Ordinances of the City of New Haven states “Upon such declaration the provisions of this section shall immediately become effective and shall continue in effect until the end of such emergency has been declared:

- (a) The Mayor may order into action all or any part of the emergency management forces of the City.
- (b) ...
- (c) ...
- (d) ...
- (e) The Mayor may take such other steps as are reasonably necessary in the light of the emergency to protect the health, safety and welfare of the people of the City, and to minimize the effects of actual or imminent disasters, due to hostile action or natural causes”;

and,

WHEREAS, the City of New Haven's emergency management forces, including but not limited to Police personnel, Fire personnel, City staff from the Department of Public Works and Parks Department, and other first responders, are crucial, required, necessary and essential to the emergency operations, emergency management functions and civil preparedness of the City of New Haven; and,

NOW, THEREFORE, IT IS HEREBY PROCLAIMED that a civil preparedness emergency now exists in and throughout the City of New Haven; and

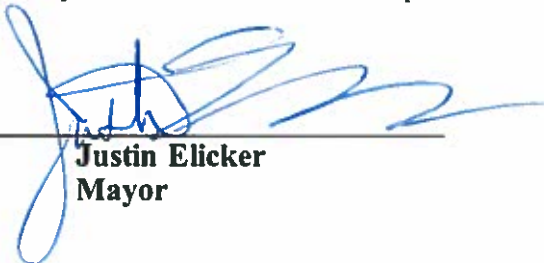
IT IS FURTHER PROCLAIMED AND ORDERED that, during the existence of said emergency, the Chief Executive of the City of New Haven, Connecticut, its Mayor, the Honorable Justin Elicker shall assume the powers, functions and duties prescribed and provided by law, including but not limited to Connecticut General Statutes Section 28 *et seq.*, and may take such action as necessary to mitigate this civil preparedness emergency.

IT IS FURTHER PROCLAIMED AND ORDERED that, nothing in this order should be deemed or construed to counteract, reverse, withdraw, revoke or otherwise amend any other previously or subsequently issued order, unless expressly stated; and,

IT IS FURTHER PROCLAIMED AND ORDERED that, this order shall remain in effect until amended or earlier terminated; and

IT IS FURTHER PROCLAIMED AND ORDERED that, this order will be made publicly available for inspection and review in the Office of the Town Clerk of the City of New Haven and shall be posted on the City of New Haven website.

Dated: 8/5/2020



Justin Elicker
Mayor