

**FOURTH AMENDMENT TO
CITY OF FAYETTEVILLE STATE OF EMERGENCY DECLARATION**

FOURTH AMENDMENT TO THE DECLARATION ISSUING A STATE OF EMERGENCY WITHIN THE CITY OF FAYETTEVILLE, NORTH CAROLINA, PURSUANT TO ARTICLE 1A, CHAPTER 166A, N.C.G.S.; N.C.G.S. § 166A-19.22; AND CHAPTER 9 OF THE CODE OF ORDINANCES, CITY OF FAYETTEVILLE

WHEREAS, N.C. Gen. Stat. § 166A-19.30(c) in conjunction with N.C. Gen. Stat. § 166A-19.31(b)(1) and Chapter 9 of the City of Fayetteville, NC, Code of Ordinances authorizes the undersigned to prohibit and restrict the movement of people in public places, including by (a) imposing a curfew; (b) directing and compelling the voluntary or mandatory evacuation of people from an area; (c) prescribing routes, modes of transportation, and destinations in connection with evacuation; (d) controlling the movement of persons within an emergency area; and (e) closing streets, roads, highways, and other areas ordinarily used for vehicular travel, except to the movement of persons necessary for recovery from the emergency; and

WHEREAS, N.C. Gen. Stat. § 166A-19.30(c) in conjunction with N.C. Gen. Stat. § 166A-1(b)(2) and Chapter 9 of the City of Fayetteville, NC, Code of Ordinances authorizes the undersigned to prohibit and restrict the operation of offices, business establishments, and other places to and from which people may travel or at which they may congregate; and

WHEREAS, N.C. Gen. Stat. § 166A-19.30(c) in conjunction with N.C. Gen. Stat. § 166A-19.31(b)(5) and Chapter 9 of the City of Fayetteville, NC, Code of Ordinances authorizes the undersigned to prohibit and restrict activities which may be reasonably necessary to maintain order and protect lives and property during a state of emergency; and

WHEREAS, a State of Emergency Declaration for the City Limits of the City of Fayetteville was executed and imposed on the 17th day of March, 2020, in response to the pandemic of the novel coronavirus known as COVID-19; and

WHEREAS, an Amendment to the State of Emergency Declaration for the City Limits of the City of Fayetteville was executed and imposed on the 23rd day of March, 2020; and

WHEREAS, North Carolina Governor Roy Cooper issued Executive Order Nos. 117-120 for the purposes of protecting the health, safety, and welfare of the people of North Carolina; and

WHEREAS, on March 27, 2020, North Carolina Governor Roy Cooper issued Executive Order No. 121, Stay at Home Order and Strategic Directions for North Carolina in Response to Increasing COVID-19 Cases; and

WHEREAS, Executive Order No. 121 is incorporated by reference as if fully set forth herein; and

WHEREAS, a Second Amendment to the State of Emergency Declaration for the City Limits of the City of Fayetteville was executed on the 31st day of March, 2020, with an effective date of April 1, 2020; and

WHEREAS, a Third Amendment to the State of Emergency Declaration for the City Limits of the City of Fayetteville was executed on the 3rd day of March, 2020; and

WHEREAS, the Second and Third Amendments to the State of Emergency Declaration for the City Limits of the City of Fayetteville were set to expire concurrently with Governor Roy Cooper's Executive Order No. 121, Stay at Home Order; and

WHEREAS, Governor Roy Cooper has issued Executive Order No. 135 which extends Executive Order Nos. 118, 120, 121, and 131 until 5:00 p.m. on May 8, 2020; and

WHEREAS, local and state officials must use all preventative and mitigation measures, which will require access to available services, personnel, equipment, and facilities, to respond to COVID-19; and

WHEREAS, the undersigned has determined that it is necessary to extend the public safety curfew that was imposed in the Second Amendment to the State of Emergency Declaration for the City Limits of the City of Fayetteville; and

WHEREAS, the undersigned has determined that it is necessary to extend the public gathering prohibition that was imposed in the Third Amendment to the State of Emergency Declaration for the City Limits of the City of Fayetteville.

NOW, THEREFORE, IT IS ORDERED:

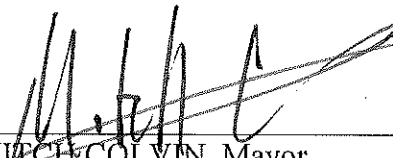
That the Second and Third Amendments to the State of Emergency Declaration for the City Limits of the City of Fayetteville shall expire at 5:00 p.m. on May 8, 2020, unless otherwise repealed, replaced or rescinded.

That all other provisions of the State of Emergency and any Amendments thereto remain the same and unchanged except as referenced herein.

THEREFORE, I, MAYOR, DO HEREBY DECLARE THIS FOURTH AMENDMENT TO THE STATE OF EMERGENCY DECLARATION.

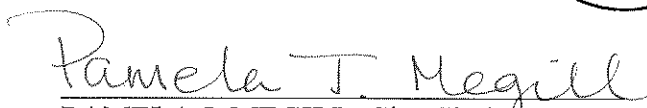
Executed this 24th day of April, 2020, and effective immediately.





MITCH COLVIN, Mayor

ATTEST:



PAMELA J. MEGILL, City Clerk