

**PROCLAMATION OF EXISTENCE OF LOCAL EMERGENCY
CITY OF BELVEDERE**

WHEREAS, the California Emergency Services Act (Gov. Code, §§ 8630, 8550, *et seq.*) defines a local emergency as the existence of conditions of disaster or of extreme peril to the safety of persons and property within the territorial limits of activity, caused by conditions such as epidemic, which are or are likely to be beyond the control of the services, personnel, equipment, and facilities of a city, and require the combined forces of other political subdivisions to combat; and

WHEREAS, Section 2.32.020 of the Municipal Code of the City of Belvedere (“City”) defines emergency as the actual or threatened existence of conditions of disaster or of extreme peril to the safety of persons and property within this City caused by such conditions as air pollution, fire, flood, storm, epidemic, riot or earthquake, or other conditions, including conditions resulting from war or imminent threat of war, but other than conditions resulting from a labor controversy, which conditions are or are likely to be beyond the control of the services, personnel, equipment and facilities of this City, requiring the combined forces of other political subdivisions to combat; and

WHEREAS, Section 2.32.030(A) of the Belvedere Municipal Code designates the City Manager as the City’s Director of Emergency Services; and

WHEREAS, Section 2.32.040(A)(2) of the Belvedere Municipal Code empowers the Director of Emergency Services to proclaim the existence or threatened existence of a local emergency when the City Council is not in session so long as said proclamation is ratified by the City Council within seven (7) days; and

WHEREAS, in December 2019 reports began spreading of a flu-like illness first reported in China that was significantly more deadly than the seasonal flu, with the virus becoming known as the novel coronavirus, or “COVID-19”; and

WHEREAS, from January 2020 and continuing today, COVID-19 has spread throughout the world with over 150,000 confirmed cases and over 3,000 deaths; and

WHEREAS, on or about March 4, 2020 California Governor Gavin Newsom declared a State of Emergency due to the spread of COVID-19; and

WHEREAS, on March 10, 2020 the Marin County Board of Supervisors ratified a declaration of local health emergency and a declaration of local emergency due to the threat of COVID-19 in the County; and

WHEREAS, on March 11, 2020 the World Health Organization declared COVID-19 a global pandemic; and

WHEREAS, on March 13, 2020 the President of the United States issued an emergency declaration relating to the spread of COVID-19 within the United States; and

WHEREAS, on March 14, 2020 the Marin County Department of Health and Human services confirmed that community spread of COVID-19 is occurring within the county; and

NOW, THEREFORE, the Director of Emergency Services finds and declares that:

- A. The United States Centers for Disease Control and Prevention (“CDC”) has determined that COVID-19 presents a serious public health threat requiring coordination among State and local jurisdictions to ensure public readiness for the public health threats of COVID-19 and to reduce community spread; and
- B. The State of California has found that COVID-19 presents a serious public health threat and has declared a state of emergency; and
- C. The County of Marin has found that COVID-19 constitutes a local emergency; and
- D. Pursuant to the California Emergency Services Act in Government Code section 8550 *et seq.*, including Section 8558(c), a local emergency exists because of the existence of conditions of disaster or of extreme peril to the safety of persons and property within the City caused by the above-mentioned conditions, which are likely to be beyond the control of the services, personnel, and facilities of the City, and require the combined forces of other political subdivisions to combat; and the proclamation of a local Emergency is necessary to enable the City and other local governmental entities to adequately plan, prepare, and position resources to effectively respond to the threat of COVID-19, and to warn City residents and visitors of the threat posed by COVID-19 and allow them sufficient time to prepare, plan, and take actions to reduce community spread; and
- E. In consequence of said conditions and pursuant to Government Code section 8630, and Belvedere Municipal Code section 2.23.040(A)(1) a local emergency now exists in the City of Belvedere; and
- F. At the time of this proclamation, the City Council is not in session.

NOW, THEREFORE, BE IT RESOLVED, a local emergency is hereby declared on March 16, 2020 within the City of Belvedere. During the local emergency, the powers and duties of the Director of Emergency Services and the Disaster Council of the City shall be defined as set forth in local, State, and Federal law; and

This proclamation shall be transmitted to the City Council within seven (7) days for ratification of this local emergency and shall continue until terminated by further declaration of the Director of Emergency Services or by resolution of the City Council.

SIGNED AND SUBSCRIBED on this 16th day of March, 2020.


CRAIG MIDDLETON
Director of Emergency Services, City of Belvedere