



2020 NOV 19 PM3:02
OKLAHOMA CITY CLERK

REVISED PROCLAMATION OF STATE OF EMERGENCY

WHEREAS, the United States is experiencing an outbreak of Novel Coronavirus-2019 also known as COVID-19; and

WHEREAS, on March 11, 2020, the World Health Organization characterized the COVID-19 outbreak as a pandemic; and

WHEREAS, on March 13, 2020, the President of the United States declared a National Emergency because of the COVID-19 pandemic and which declaration is still in effect today; and

WHEREAS, on March 15, 2020, the Governor of Oklahoma declared a State of Emergency because of the COVID-19 pandemic and which declaration is still in effect today; and

WHEREAS, the Center for Disease Control ("CDC") has emphasized the COVID-19 risk to individuals is dependent on exposure, and transmission is through respiratory droplets produced when an infected person coughs or sneezes; and

WHEREAS, there have been COVID-19 related deaths statewide with a large number in the Oklahoma City metropolitan area; and

WHEREAS, Oklahoma City-County Health Department ("OCCHD") states this is the worst public health crisis to face our city in the last half-century; and

WHEREAS, the CDC issued Interim Guidance for Mass Gatherings or Large Community Events which recommends putting into action strategies for prohibiting people from direct contact with one another and postponing or canceling large gatherings; and

WHEREAS, on April 6, 2020, President Trump declared COVID-19 as a major disaster in the State of Oklahoma; and

WHEREAS, upon the declarations of emergency by the President and the Governor of Oklahoma, the Emergency Price Stabilization Act was automatically applicable, which prohibits the sudden and often dramatic increase in the price of goods and/or services, including but not limited to rental prices of dwelling units in an amount of more than ten percent of the amount prior to the declaration; and

WHEREAS, Title 21, Section 1321.9 of the Oklahoma Statutes allows cities and towns to enact ordinances to issue a Proclamation of State of Emergency; and

WHEREAS, Section 15-37 of the Oklahoma City Municipal Code provides that I, as the Mayor, after finding that a public disaster exists which affects life, health, property or the public peace, may proclaim a state of emergency in the area affected; and

WHEREAS, Section 15-37 requires the proclamation be in writing, signed, and filed with the City Clerk and public notice as practical is provided through the news media of the issuance of said proclamation; and

WHEREAS, Section 15-38 provides that during the existence of a state of emergency, by proclamation, the following may be prohibited: (1) any person being at any public place during the hours declared by the Mayor to be a period of curfew, (2) a designated number of persons from assembling or gathering on the public streets, parks or other areas either public or private, (6) the sale, purchase, or dispensing of alcoholic beverages, (7) the sale, purchase or dispensing of other commodities or goods, and (9) such other activities as Mayor reasonably believes should be prohibited to help preserve and maintain life, health, property or the public peace; and

WHEREAS, due to the urgency of the situation and the advice of our public health professionals, I have determined that an actual emergency exists that requires the use of measures to secure the safety and protection of public life and health; and

WHEREAS, due to the confirmation of local transmission of COVID-19 on March 15, 2020, on March 16, 2020, I issued a Proclamation of State of Emergency declaring a public disaster due to COVID-19 and suspending events on public property, revoking special event permits, and imposing distance requirements for public transit riders; and

WHEREAS, that Proclamation was revised on March 28, 2020, April 2, 2020, April 29, 2020, May 14, 2020, May 29, 2020, May 31, 2020, June 2, 2020, and July 2, 2020; and

WHEREAS, over the past two weeks the number of new cases and positive testing percentages have increased dramatically and remain at elevated levels with hospitalizations increasing severely causing strain on the medical system; and

WHEREAS, recent OCCHD data indicated trends in the transmission of COVID-19 among individuals in close proximity at restaurants and bars, thus measures targeted at these locations are necessary to improve the City's response to this pandemic and preserve the health of the community; and

WHEREAS, with the transmission of COVID-19 and COVID-related hospitalizations and deaths continuing at an elevated level, provisions for the safety of the life, health, and property of Oklahoma City residents are still necessary; and

WHEREAS, on November 16, 2020, the Governor issued the Executive Department Seventh Amended Executive Order 2020-20 requiring social distancing at bars and restaurants and requiring bars and restaurants to stop in person service from 11:00pm through 8:00am; and

WHEREAS, pursuant to the powers and authority provided in Section 15-37 and 15-38 of the Oklahoma City Municipal Code, my previous Revised Proclamation should be revised to provide such measures, and on November 19, 2020, a press conference was held providing notice of this ninth Revised Proclamation.

NOW THEREFORE, BE IT PROCLAIMED, as the Mayor of The City of Oklahoma City, the COVID-19 pandemic, and specifically the local community transmission of such disease, is and continues to be a public disaster which affects life, health, property and public peace within the limits of The City of Oklahoma City.

AND I DO FURTHER PROCLAIM, the following provisions are issued and applicable within The City of Oklahoma City limits. The requirements provided below are intended to limit the spread of the virus and are based upon the recommendations of health officials. These requirements shall become effective at 10:00 P.M. CST on Thursday, November 19, 2020, and shall continue until and through the date Governor Stitt revokes or allows the expiration of provisions 25 and 26 of the Executive Department Seventh Amended Executive Order 2020-20 filed on November 16, 2020 with the Oklahoma Secretary of State:

1. All restaurants, bars, breweries, wineries, taverns, shopping mall food courts, food halls, cafeterias, or night clubs shall ensure a minimum of six (6) feet of separation between the parties or groups at different tables, booths, or bar tops, unless the tables are separated by property sanitized glass or plexiglass.
2. Food or beverage of any kind shall not be sold, dispensed, or served for on-premises consumption by any license holder authorized to make such sales or services after 11:00 P.M. CST daily. The sale and service of food and non-alcoholic beverages for on-premises consumption may resume at 5:00 A.M. CST daily. The sale and service of alcoholic beverages for on-premises consumption may resume at 8:00 A.M. CST daily.

All restaurants, bars, breweries, wineries, taverns, shopping mall food courts, food halls, and cafeterias are restricted to providing only take-out, drive-thru service, or delivery of food and beverages during the time listed above. During those times, patrons may enter the building to receive carry-out service for consumption off the premises, but the interior

spaces of such locations are otherwise closed to the public and persons, other than employees, and are restricted from such places for any other purpose.

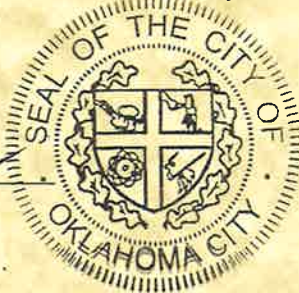
3. OCCHD developed health guidelines which every business in Oklahoma City should consult for further best practices beyond those requirements listed here. That document is available at www.occhd.org.
4. Any person, including but not limited to a business owner or employee, not complying with the requirements of this Proclamation shall be subject to Section 15-40 of the Oklahoma City Municipal Code.

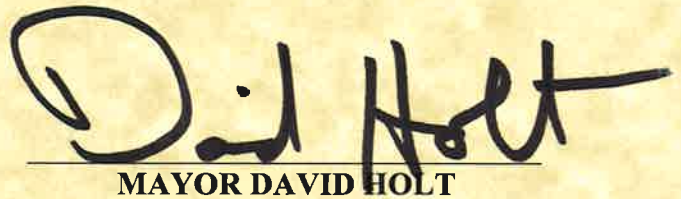
AND I DO FURTHER PROCLAIM, that public notice of this proclamation and state of emergency shall be given to and filed with the City Clerk of The City of Oklahoma City.

ADOPTED and SIGNED this 19th day of November, 2020.

ATTEST:


City Clerk




MAYOR DAVID HOLT

APPROVED for form and legality.


Deputy Municipal Counselor