

CITY OF HIGH POINT STATE OF EMERGENCY DECLARATION

DECLARATION ISSUING A STATE OF EMERGENCY WITHIN THE CITY OF HIGH POINT, NORTH CAROLINA, PURSUANT TO ARTICLE 1A, CHAPTER 166A, N.C.G.S.; N.C.G.S. § 166A-19.22; AND TITLE 5 PUBLIC SAFETY; CHAPTER 3-EMERGENCY MANAGEMENT §5-3-5 OF THE CITY OF HIGH POINT CODE OF ORDINANCES

WHEREAS, N.C. Gen. Stat. § 166A-19.30(c), in conjunction with N.C. Gen. Stat. § 166A-19.31(b)(1) and Title 5 Public Safety; Chapter 3-Emergency Management §5-3-5 of the City of High Point Code of Ordinances, authorizes the undersigned to prohibit and restrict the movement of people in public places, including by (a) imposing a curfew; (b) controlling the movement of persons within an emergency area; and (c) 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 Title 5 Public Safety; Chapter 3-Emergency Management §5-3-5 of the City of High Point 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 Title 5 Public Safety; Chapter 3-Emergency Management §5-3-5 of the City of High Point 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, civil unrest has created a state of emergency in the City of High Point; and

WHEREAS, pursuant to the authority contained in Article 1 of N.C.G.S. Chapter 166A; Article 36A of N.C.G.S. Chapter 14; the City of High Point resolution adopted March 25, 2020, entitled "State of Emergency Declaration"; and Title 5 Public Safety; Chapter 3-Emergency Management §5-3-5 of the City of High Point Code of Ordinances, I, the Mayor of the City of High Point, proclaim the existence of a State of Emergency in the City of High Point; and

WHEREAS, I further proclaim that the public safety measures set forth below are necessary to maintain public order and protect lives and property during this emergency, and that the same shall be in effect within the corporate limits of the City of High Point until this declaration is modified or rescinded; and

NOW, THEREFORE, I do hereby declare a State of Emergency within the corporate limits of the City of High Point as set forth below commencing on the 1st day of June, 2020, and continuing until terminated by appropriate declaration issuing the same:

Section 1. Public Safety Curfew. A curfew is hereby imposed within the corporate limits of the City of High Point from 8:00 p.m. to 6:00 a.m. for all persons; and during such curfew, all individuals except as stated below shall not be or travel upon any public street, alley, or roadway or upon public property. For purposes of this declaration, this curfew does not apply to:

- a. Law enforcement officers, firefighters, and other public employees;
- b. Doctors, nurses, employees of hospitals, and other medical facilities;
- c. On-duty military personnel, whether state or federal;

- d. On-duty employees of public utilities; public transportation companies; and newspaper, magazine, radio or television broadcasting companies; and
- e. Any person or travel deemed allowable or "essential" under Governor Roy Cooper's Executive Orders, including travel relating to places of worship.

Section 2. Restricted Access. Travel upon any public street, alley, or roadway or upon other public property within the corporate limits of the City of High Point is prohibited during the stated hours of the curfew, except by those in need of medical attention, food, or other commodity or service necessary to sustain the well-being of themselves or their family members.

Section 3. Restricted Business and Congregation. No business activity, keeping open of places of business, entertainment, or any other places of public assembly, is permitted within the corporate limits of the City of High Point during the stated hours of the curfew unless deemed "essential" under Governor Roy Cooper's Executive Orders.

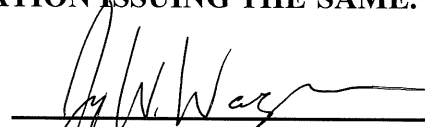
Section 4. No Alcoholic Beverages. There shall be no sale, consumption, transportation, or possession of alcoholic beverages during the stated hours of the curfew, except possession or consumption is allowed on a person's own premises.

Section 5. No Dangerous Weapons. There shall be no transportation, sale, purchase, storage, and use of gasoline, and dangerous weapons and substances within the corporate limits of the City of High Point during the stated hours of the curfew. This declaration does not authorize prohibitions or restrictions on lawfully possessed firearms or ammunition. As used in this section, the term "dangerous weapons and substances" has the same meaning as it does under G.S. § 14-288.1. As used in this section, the term "firearm" has the same meaning as it does under G.S. § 14-409.39(2).

Section 6. Other provisions. A copy of this Declaration shall be posted in the City Hall lobby by the City Clerk/Deputy City Clerk. Reports of the substance of the declaration shall be sent to the Public Information Officer for dissemination to the mass communications media that serves the affected area.

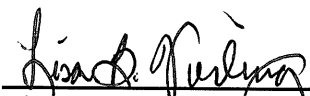
Any individual who violates any provision of an ordinance or a declaration enacted or declared pursuant to this section shall be guilty of a Class 2 misdemeanor in accordance with G.S. § 14-288.20A.

THEREFORE, I, MAYOR, DO HEREBY DECLARE THIS STATE OF EMERGENCY DECLARATION ON THE 1ST DAY OF JUNE, 2020, AND CONTINUING UNTIL MODIFIED OR TERMINATED BY APPROPRIATE DECLARATION ISSUING THE SAME.



Mayor Jay Wagner

ATTEST:



Lisa B. Vierling
City Clerk

