

**PROCLAMATION OF THE MAYOR  
AMENDED DECLARATION OF EMERGENCY**

**WHEREAS**, on March 16, 2020, the President of the United States of America, Donald J. Trump, issued "The President's Coronavirus Guidelines for America: 15 Days to Slow the Spread," which recommends that all individuals avoid social gatherings in groups of more than 10 people; and

**WHEREAS**, on March 16, 2020, Senator Kyrsten Sinema hosted a telephone conference with Arizona Mayors urging local leaders to take immediate action to reduce spread, keep our hospitals from getting overwhelmed, and save lives; and

**WHEREAS**, on March 17, 2020, the Mayor of the City of Litchfield Park, Thomas L. Schoaf, proclaimed that a local emergency exists in the City of Litchfield Park (the "Declaration of Local Emergency") due to the continuing spread of the Coronavirus ("COVID-19"); and

**WHEREAS**, on March 19, 2020 Governor Ducey issued his Executive Order 2020-9 related to the closure of certain businesses and restrictions on other businesses due to the continuing spread of COVID-19; and

**WHEREAS**, on March 19, 2020 Mayor Thomas L. Schoaf issued an emergency proclamation ordering closure of certain businesses and restricting restaurants to drive thru or carry out orders only, while also encouraging business to practice social distancing; and

**WHEREAS**, on March 23, 2020, Governor Ducey issued his Executive Order 2020-12 setting forth a list of essential services that must operate during this time of public health emergency, preempting the city from imposing any order, rule or regulation that restricts or prohibits any person from performing any essential function during the COVID-19 public health emergency, and requiring that local governments update their list of essential services to conform to Executive Order 2020-12; and

**WHEREAS**, the Centers for Disease Control and Prevention in an effort to control the COVID-19 outbreak are currently recommending social distancing, the cancellation of non-essential large gatherings of more than 50 people, and that individuals older than 60 years of age, and those with chronic medical conditions should not attend gatherings of more than 10 people; and

**WHEREAS**, the Mayor of the City of Litchfield Park pursuant to City Code § 2-2-4, A.R.S. §§ 26-307 and 26-311(B), and the Declaration of Local Emergency has the authority to govern by proclamation and impose all necessary regulations to preserve the peace, health, and order of the City, consistent with Executive Orders 2020-9 and 2020-12; and

**WHEREAS**, this Declaration of Local Emergency supersedes the Declaration issued by the Mayor on March 19, 2020.



**NOW, THEREFORE, IT IS HEREBY PROCLAIMED AND IMPOSED AS FOLLOWS:**

1. The COVID-19 outbreak consistent with above listed executive orders, declarations, proclamations, and recommendations presents conditions in the City of Litchfield Park that endanger life and justify this proclamation.

2. To mitigate the spread of COVID-19, protect the public health, provide essential protections to vulnerable Litchfield Park residents, and comply with Executive Orders 2020-9 and 2020-12, it is reasonable and necessary to impose limited and temporary restrictions on the use of certain public establishments in our community.

3. The following regulations are necessary for the protection of life and property and I hereby order, effective March 25, 2020 at 12:00 a.m. that the restrictions be hereby adopted and remain in effect until the proclamation of emergency is withdrawn.

- a. All restaurants, food courts, cafes, coffeehouses, retail food facilities, and other similar businesses and establishments are prohibited from serving food and beverages for consumption on premises.

Members of the public are prohibited from remaining on said premises to consume food or beverages.

Businesses and establishments subject to this section that offer food and beverages for on-premises consumption are encouraged to offer food and beverages using delivery service, window service, drive-through service, or drive-up service, and to use precautions in doing so to mitigate the potential transmission of COVID-19, including social distancing. In offering food or beverages, a business or establishment subject to this section that does not have the ability to offer window service, drive-through service, or drive-up service may permit members of the public on its premises for the purpose of picking up their food or beverage orders.

- b. The following businesses and establishments are hereby closed to use and occupancy by members of the public:
  - i. Bars, taverns, brew pubs, breweries, microbreweries, tasting rooms, special licensees, and other similar businesses and establishments offering alcoholic beverages for on-premises consumption.
  - ii. Indoor and outdoor performance venues.
  - iii. Libraries and museums.



- iv. Gymnasiums, fitness centers, recreation centers, indoor sports facilities, indoor exercise facilities, exercise studios, yoga and barre studios and other similar facilities.
- c. Country clubs and other civic & social organizations are not permitted to have gatherings of more than (10) ten people. It is permissible to have up to (4) four players per tennis court or golf in groups smaller than (10) ten people so long as there is no more than (1) one person per golf cart. Golfers are encouraged to walk at reasonable distances from each other to mitigate the potential transmission of COVID-19. Golf courses are encouraged to only allow (1) person per golf cart and practice social distancing at all times, except for immediate family members such that married couples or a parent/minor child, who ride on a single golf cart together. Social distancing is encouraged. No pre or post social gatherings, tournaments, or group lessons of more than (10) ten people shall be allowed under any circumstances.
- d. Groups of more than (10) ten people shall not gather public parks and social distancing is encouraged. No park reservations for social events will be allowed. Park restrooms & facilities will be unavailable for use.

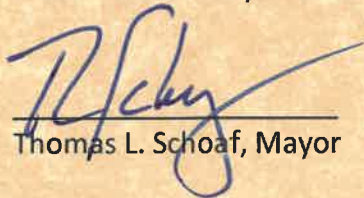
This section does not prohibit a proprietor, employee, contractor, vendor, or supplier of a local business from entering, exiting, using, or occupying that place of business in their professional capacity.

- 4. The restrictions imposed by Section 3 of this Proclamation do not apply to any of the following:
  - a. Grocery stores, markets, convenience stores, and other similar businesses and establishments that offer food and beverage not for on-premises consumption;
  - b. Pharmacies and drug stores;
  - c. Food banks and food pantries;
  - d. Cafeterias, commissaries, and restaurants located within health care facilities, nursing homes, shelters, group homes, places of worship, or similar facilities;
  - e. Grocery stores and markets are encouraged to supply goods for the increased demand and also are encouraged to limit the number of certain items purchased per person on items such as toilet paper, bottled water, etc.
- 5. Pursuant to A.R.S. § 26-317, a person who violates any of the above prohibitions shall be guilty of a class 1 misdemeanor. Any violation which is continuing in nature shall constitute a separate offense on each successive date the violation continues, unless otherwise provided.




6. In addition, I strongly urge the leaders of the City's houses of worship to limit gatherings on their premises and to explore and implement ways to practice their respective faiths while observing social distancing practices.
7. I also urge all businesses owners, including the owners of businesses determined to be Essential Services under Executive Order 2020-12, to establish social distancing practices for their patrons and encourage citizens to avoid social gatherings of more than 10 people.
8. In addition to the prohibitions and regulations under Section 3 of this Proclamation, I hereby authorize the City Manager to take all necessary and appropriate actions to implement this Proclamation consistent with Executive Orders 2020-9 and 2020-12 and to seek immediate assistance from other public agencies and jurisdictions to include any federal or state funding that might be made available in connection with the COVID-19 response.
9. Finally, the City Manager may take all reasonable actions to appropriately limit face-to-face interactions between City staff and the public, including limiting access to public buildings and facilities, limiting public attendance at Council, board, and commission meetings, and postponing or canceling such meetings as authorized under Arizona law.
10. Consistent with Executive Order 2020-12, the City Manager is directed to prepare the City's list of Essential Governmental Functions and to adopt a plan for the performance of Essential Governmental Functions.
11. In the event Governor Ducey amends, revises or otherwise imposes different restrictions than are set forth in Executive Order 2020-12, such amendments, revisions and different restrictions shall apply and be incorporated herein.
12. The current public health crisis related to COVID-19 is being monitored as it is evolving, and additional regulations may be forthcoming as needed.

Dated this 25<sup>th</sup> day of March, 2020.

  
Thomas L. Schoaf, Mayor

Attest:

  
Terri Roth, CMC, City Clerk

