



CITY OF RALEIGH
NORTH CAROLINA

EMERGENCY PROCLAMATION

May 31, 2020

WHEREAS, events occurring on the evening of May 30 and into the morning of May 31 during and following a protest over the death of George Floyd while he was in the custody of Minneapolis police resulted in significant property damage to downtown Raleigh businesses and buildings and endangered the lives, safety, health and welfare of the people within the City; and

WHEREAS, these events and the threat of continued civil unrest have created a state of emergency in the City of Raleigh; and

WHEREAS, immediate attention is required to protect the public health and welfare, reduce further damage, ensure public safety, and render emergency relief; and

WHEREAS, Article 1A of Chapter 166A of the General Statutes, entitled the "North Carolina Emergency Management Act", sets forth the authority and responsibility of the Governor, State agencies, and local governments in prevention of, preparation for, response to, and recovery from natural or man-made emergencies; and

WHEREAS, G.S. § 166A-19.22 and G.S. § 166A-19.31, authorize municipalities to declare states of emergency and authorize municipalities to impose prohibitions and restrictions under conditions and following procedures contained in G.S. § 166A-19.22 and G.S. § 166A-19.31; and

WHEREAS, Section 1-1051 of the City of Raleigh Code of Ordinances authorizes the Mayor to declare a state of emergency within the City of Raleigh to protect the lives and property of the people, which includes the power to impose a curfew within the City or any part thereof; and

WHEREAS, as a result of the above-described civil unrest, I, Mary-Ann Baldwin, Mayor of the City of Raleigh, North Carolina, do find that the aforementioned conditions constitute an imminent threat to the safety and welfare of the City and its residents, that existing conditions have caused

or will cause widespread and severe damage, injury, or loss of life or property, and public safety authorities will be unable to maintain public order or afford adequate protection for lives or property, and thus, constitute a state of emergency; and

WHEREAS, declaring a state of emergency and imposing the restrictions and prohibitions ordered herein is necessary to maintain order and protect public health, safety, and welfare, and to secure property.

NOW, THEREFORE, pursuant to the authority vested in me as the Mayor of the City of Raleigh, under Article 1A of Chapter 166A of the North Carolina General Statutes and Section 1-1051 of the City of Raleigh Code of Ordinances, I, Mary-Ann Baldwin, Mayor of the City of Raleigh, North Carolina, hereby proclaim and declare a state of emergency exists within the City.

Section 1: Emergency Area Established. The emergency area covered by this Emergency Proclamation shall be the entire jurisdiction of the City of Raleigh.

Section 2. Implementation. I hereby order all City of Raleigh law enforcement officers and employees and all other emergency management personnel subject to the City's control to cooperate in the enforcement and implementation of the provisions of this declaration, all applicable local ordinances, State and federal laws, and the City of Raleigh Emergency Operations Plan.

Section 3. Curfew. If deemed appropriate, a curfew shall be imposed requiring every person who is located within the corporate limits of the City of Raleigh to be inside a house or dwelling between specified hours set by the Mayor. This curfew does not apply to:

- a) Law enforcement officers, firefighters and other public employees in the performance of their job duties;
- b) Doctors, nurses, employees of hospitals and other medical facilities in the performance of their job duties;
- c) On-duty military personnel, whether state or federal;
- d) On-duty employees of public utilities, public transportation companies, and newspaper, magazine, radio broadcasting, and television broadcasting corporations;

Section 4: Restricted Access. Travel upon any public street, alley, roadway or upon any other public property, within the corporate limits of the City of Raleigh is prohibited during the stated hours of curfew, except by those in search of medical assistance or other commodity or service necessary to sustain the well-being of themselves or their families or some member thereof.

Section 5: Distribution. I hereby order this declaration: (a) to be distributed to the news media and other organizations calculated to bring its contents to the attention of the general public; (b) to be filed with the City Clerk, and (c) to be distributed to others as necessary to ensure proper implementation of this declaration.

Section 6: Effective Date and Time. This declaration shall take effect at 11:00 a. m., May 31, 2010, and shall remain in effect until modified or rescinded.

DECLARED this the 31st day of May, 2020 at 11:00 a. m.

CITY OF RALEIGH, NORTH CAROLINA

By: Mary-Ann Baldwin
Mary-Ann Baldwin
Mayor

Attest: Gail G. Smith
Gail G. Smith
City Clerk

Prepared by the Raleigh City Attorney's Office

CITY OF RALEIGH
NORTH CAROLINA

DECLARATION OF IMPOSITION OF CURFEW

June 1, 2020

WHEREAS, pursuant to the Emergency Proclamation issued for the City of Raleigh, North Carolina, on May 31, 2020 (the "Emergency Proclamation"), and the authority granted under Article 1A of Chapter 166A of the North Carolina General Statutes and Section 1-1051 of the City of Raleigh Code of Ordinances, the Mayor may set a curfew to maintain order and protect public health, safety, and welfare, and to secure property during the present State of Emergency associated with the events of civil unrest occurring in the City during the past several days.

NOW, THEREFORE, pursuant to the authority vested in me as the Mayor of the City of Raleigh, I, Mary-Ann Baldwin, Mayor of the City of Raleigh, North Carolina, hereby declare:

Section 1: Curfew Imposed. Pursuant to parameters set forth in Section 3 of the Emergency Proclamation, a curfew is imposed between the hours of 8:00 p.m. and 5:00 a.m. Details regarding the curfew and exceptions shall be as declared in the Emergency Proclamation.

Section 5: Distribution. I hereby order this declaration: (a) to be distributed to the news media and other organizations calculated to bring its contents to the attention of the general public; (b) to be filed with the City Clerk, and (c) to be distributed to others as necessary to ensure proper implementation of this declaration.


Section 6: Effective Date and Time. This declaration shall take effect at 8:00 p. m., June 1, 2020, and shall remain in effect until modified or rescinded.

DECLARED this the 1st day of June, 2020 at 10:00 a. m.

CITY OF RALEIGH, NORTH CAROLINA

By: Mary-Ann Baldwin
Mary-Ann Baldwin, Mayor

Attest:


Gail G. Smith
Gail G. Smith, City Clerk