



Town of York
Officer's Return

Order extending temporary limitations and use of town properties and facilities during COVID-19 Pandemic until June 30, 2020.

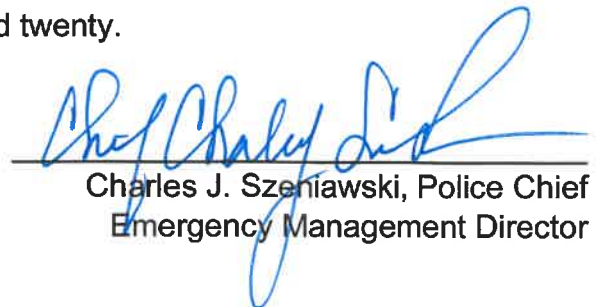
County of York, ss.

I certify that I have notified the residents of York of the above referenced extension of the Declaration of Civil Emergency and Emergency Order by posting a copy of the same at:

York Town Hall, York, Maine
York Police Building, York, Maine
York Harbor Post Office, York Harbor, Maine
York Beach Post Office, York Beach, Maine
York Village Post Office, York, Maine
Cape Neddick Post Office, Cape Neddick, Maine

A conspicuous public place within York on May 1, 2020:

Dated at York this 1st day of May, two thousand twenty.



Charles J. Szeniewski, Police Chief
Emergency Management Director



ORDER EXTENDING TEMPORARY LIMITATIONS ON
USE OF TOWN PROPERTIES AND FACILITIES
DURING COVID-19 PANDEMIC UNTIL JUNE 30, 2020

WHEREAS on April 3, 2020, the Town of York Board of Selectmen issued a "Proclamation of the Town of York Declaring an Emergency on COVID-19 Pandemic" (hereinafter, the "Proclamation") pursuant to its authority granted to the Emergency Management Director in Section 6, Emergency Powers and Duties, for the Town of York's Emergency Management Ordinance, I hereby enact the following emergency order; and

WHEREAS the Emergency Management Ordinance, Section 5, and Section 6 grant the Town Manager and Emergency Management Director the authority to protect the public's health, safety, and welfare in the event of an emergency and after consultation with the Board of Selectmen, we declare an emergency exists in the Town of York, Maine; and

WHEREAS since the enactment of the Proclamation, the number of cases of COVID-19 and related deaths have increased exponentially globally, in the United States, and in Maine (particularly, in York and Cumberland counties); and

WHEREAS the occupancy of seasonal accommodations in the Town has grown notably in the past weeks as individuals seek to flee the implications of COVID-19 in their home communities; and

WHEREAS the Town's year-round population is most recently estimated at approximately 13,000, which is starkly lower than the approaching peak tourist season, which is estimated to be 40,000; and

WHEREAS there are more than 3,000 units of temporary and seasonal accommodation available in the Town; and

WHEREAS the limited number of local grocery stores, infrastructure, and resources during the off-season are only sufficient to provide for the Town's year-round residents; and

WHEREAS despite the potential influx of seasonal employees and increased resources that arrive during the peak season, these will nevertheless be insufficient to handle an emergency of the nature and scale presented by the COVID-19 pandemic; and

WHEREAS the Town lacks the resources to adequately protect the public health, safety, and welfare if there is a large unanticipated spike in population because such a surge will overwhelm the Town's capacity to provide essential municipal services such as water, sewer, fire and rescue, police, and will also deplete the supply chain of food and other resources to the Town; and

WHEREAS restrictions have been put in place all over the world in an effort to protect public health, safety, and welfare and to "flatten the curve" to protect first responders and all members of the healthcare profession who are on the frontline of the pandemic, as well as those workers who are deemed essential and who are providing the public with the necessities of life; and

WHEREAS public health experts have vigorously recommended that in order to contain and slow

the spread of COVID-19, citizens should remain at home as much as possible, maintain social distancing, and avoid non-essential travel; and

WHEREAS, the actions contemplated in this Order are not taken lightly, given the importance of private property and other rights of local owners and visitors, who the Town consider to be integral members of the community, and who have assisted in making the Town what it is today and what it will continue to be going forward; and

WHEREAS as of April 13, 2020, there are ever increasing cases of COVID-19 in the United States and in Maine, and, public health entities report that the apex of the number of COVID-19 cases has not yet hit Maine.

NOW THEREFORE in accordance with aforesaid laws and recitals, which are incorporated herein by reference, it is hereby promulgated and declared that until further Order of the Emergency Management Director:

A. Use of Town Properties and Facilities

1. All Town and School athletic fields are open subject to the condition these are only for use by individual households and families, and not by groups or organizations.
2. The following shall remain closed for the duration of this Emergency Order:
 - a) Sohier Park;
 - b) Mount Agamenticus;
 - c) Harbor Beach Road;
 - d) Cliff Walk;
 - e) Fishermen's Walk;
 - f) Wiggley Bridge and causeway;
 - g) The boat launch ramp on the York River under the Rt. 103 bridge;

NOTE: all public beaches are already closed by Order of the Town Manager.

B. Enforcement/Penalties

1. Any person, firm or corporation found to have violated any provisions of Sections One through Three of this Emergency Order in a court with jurisdiction to act on a complaint from the Town shall be subject to a civil penalty of \$100.00 for the first offense, \$150.00 for the second offense, and \$250.00 for the third and subsequent offenses.

This Emergency Order shall take effect at 12:00 o'clock Noon on Friday, May 1, 2020 and shall extend to 11:59 PM on June 30th, 2020 unless extended or sooner revoked.

Given under our hands, this 1st day of May, 2020.



Charles J. Szemawski, Chief of Police
Emergency Management Director