

The Town of Spring Lake

BOARD OF ALDERMEN

James P. O'Garra, Mayor Pro Tem
James Christian, Alderman
Sofia L. Cooper, Alderwoman
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CHARTERED IN 1951

OFFICE OF THE MAYOR

Larry G. Dobbins, Mayor

ADMINISTRATION

Daniel Gerald, Town Manager
Rhonda D. Webb, Town Clerk
Ellis Hankins, Town Attorney

DECLARATION OF A STATE OF EMERGENCY

Within the Town of Spring Lake, North Carolina, Located in Cumberland County and Located in Close Proximity to Fayetteville, NC, Related to the Aftermath of the Death of George Floyd

WHEREAS, Pursuant to NC General Statute §166A-19.22 and the Spring Lake, NC, Code of Ordinances, Section Chapter 14 and Section Chapter 26, the Mayor of Spring Lake hereby declares a local state of emergency; and

WHEREAS, On May 25, 2020, George Perry Floyd died while in the custody of the Minneapolis Police Department. In the aftermath of Mr. Floyd's death, a civil disturbance has occurred within Cumberland County in the City of Fayetteville, with resulting significant and extensive damage to people and/or property; and

WHEREAS, In the aftermath of Mr. Floyd's death and the resulting civil unrest and disorder, law enforcement personnel, residents, and visitors have been and remain at risk of significant injury and death, as well as significant destruction to public and private property and the potential for further civil unrest or disorder is to such extent that extraordinary measures must be taken to preserve order necessary to protect the public health, safety, and welfare, especially during the time periods where much of this could occur under cover of darkness.

NOW THEREFORE, pursuant to the authority vested in the Mayor of Spring Lake, and pursuant to N. C. Gen. Stat. §166A-19.22 and Chapter 14 of the Spring Lake Code of Ordinances, a State of Emergency is hereby declared within the corporate limits of the Town of Spring Lake:

Section 1. Nature of the Local Emergency. The local emergency exists for the Town of Spring Lake due to the civil unrest and disorder that creates a risk of significant injury and death to individuals, as well as significant destruction to public and private property. This local emergency threatens and could affect the entirety of the Town of Spring Lake.

Section 2. Emergency Powers and Operations. The emergency powers and operations of the Town of Spring Lake are hereby invoked and Spring Lake's personnel and resources are ordered and authorized to perform all functions authorized by federal, state, and local law to address this local emergency.

Section 3. Declaration of Curfew. A curfew is imposed in all public places within the corporate limits of Spring Lake, including streets and rights-of-ways, beginning at 8 p.m. and ending at 6 a.m. each day.

- (a) During the hours of curfew, all persons are prohibited from using, standing, sitting, traveling or being present on any public street or in any public place, including for the purpose of travel, with the following exceptions:
 - i. All law enforcement, fire, and other medical personnel, as well as any other emergency response personnel authorized by the Town of Spring Lake, and credentialed members of the media.
 - ii. Individuals traveling directly to and from work; attending religious services; obtaining food; caring for a family member, friend, or animal; seeking medical care, fleeing dangerous circumstances, or experiencing homelessness.
 - iii. Any person to whom permission by authorized Town of Spring Lake officials is specifically granted.
- (b) The office of the Mayor of Spring Lake shall designate any additional personnel that are exempt from the curfew pursuant to Paragraph 3(a) above.
- (c) For purposes of this emergency declaration, "travel" includes, without limitation, travel on foot, bicycle, skateboard, scooter, motorcycle, automobile, or public transit, or any other mode of transporting a person from one location to another.
- (d) For purposes of this emergency declaration, "public place" means any place on privately or publicly owned property, accessible to the general public, including but not limited to all common areas open to all for common use; public vehicular areas including driveways, alleys, streets, highways, and roads; sidewalks, parks, vacant lots, and unsupervised property.
- (e) For the purposes of this emergency declaration, "exempt care" means necessary medical services for an individual's self or family member.

Section 4. Penalty for Violations. Pursuant to the Spring Lake North Carolina Code of Ordinances, penalty for violating this emergency declaration or any order or directive given by police, fire, or other emergency services personnel pursuant to this emergency declaration shall be a fine of up to \$500 and/or imprisonment up to 30 days.

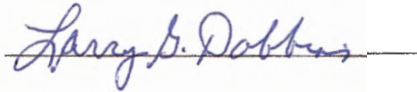
Section 5. Term. This declaration shall take effect at 8 p.m. on May 31, 2020, and will be ongoing until it is modified or rescinded.

Section 6. Assistance. The Town of Spring Lake is authorized to request all assistance available with respect to this local emergency from all federal, state, and local sources and is authorized to activate all applicable mutual aid agreements.

Section 7. This declaration shall:

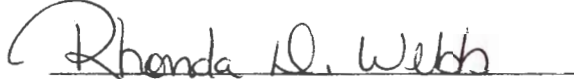
- (a) be distributed to the news media and other organizations calculated to bring its contents to the attention of the general public; and
- (b) be filed with the Clerk to the Board of Aldermen; and
- (c) to be distributed to others as necessary to ensure proper implementation of this proclamation.

DECLARED May 31, 2020, at 5:30 p.m.



Larry G. Dobbins
Mayor

ATTEST:



Rhonda D. Webb, MMC, NCCMC
Town Clerk