

**CITY OF CLOVIS
EMERGENCY SERVICES DIRECTOR ORDER 2020 – 11**

DECLARATION OF THE DIRECTOR OF EMERGENCY SERVICES OF THE CITY OF CLOVIS RELATING TO LOCAL ENFORCEMENT OF GOVERNOR’S EXECUTIVE ORDER PERTAINING TO THE STATEWIDE STAY AT HOME REQUIREMENTS

WHEREAS, there exists a local emergency in the City of Clovis (“City”) pursuant to Resolution 20-20, approved by the City Council on March 16, 2020, where the City declared a local emergency as a result of the threatened spread of COVID-19 in the City, surrounding areas, and the state; and

WHEREAS, under the authority of Government Code sections 8610 and 8634, and Clovis Municipal Code section 4.2.06, I am empowered, upon declaration of a local emergency, to make and issue regulations on matters reasonably related to the protection of life and property as affected by such emergency; and

WHEREAS, on March 16, 2020, the California Department of Public Health established guidelines for social distancing, elimination of non-essential gatherings, and isolation for specific individuals, in order to prevent the transmission of COVID-19 (“DPH Guidance”);

WHEREAS, on March 19, 2020, with the adoption of Executive Order N-33-20, the Governor ordered a Statewide stay at home/stay in place order (“Stay at Home Order”); and

WHEREAS, on March 21, 2020, the City Council approved Resolution No. 20-29, acknowledging and adopting the Governor’s Stay at Home Order; and

WHEREAS, the City Council specifically made a finding that Executive Order N-33-20, as that Stay at Home Order may be amended or supplemented, shall be in full force and effect in the City of Clovis and shall also be considered a local order under the City’s declared local emergency. Law enforcement forces of this City, along with other law enforcement authorities cooperating with the City, are hereby authorized and charged, to the extent provided by law, with the responsibility of enforcing the Governor’s Order; and

WHEREAS, under conditions of the emergency, it is necessary and in the interest of public safety to take reasonable steps to prevent the spread of COVID-19, including adopting feasible and reasonable local enforcement mechanisms to ensure compliance with the Governor’s Stay at Home Order and DPH Guidance.

NOW, THEREFORE, I, Luke Serpa, as Director of Emergency Services, declare effective 4:00 p.m. on April 9, 2020, as follows:

1. In addition to all other remedies and penalties available under the Clovis Municipal Code and state law, a violation of the Governor's Stay at Home Order or the DPH Guidance regarding social distancing and non-essential gatherings, as the Stay at Home Order and DPH Guidance may be amended, supplemented, or interpreted by the Governor or DPH, shall be punishable by an administrative citation imposed pursuant to Chapter 1.7 of the Clovis Municipal Code with an administrative penalty of \$1,000 per violation. Due to the local emergency and the need to protect the public health, safety, and welfare, no notice and opportunity to correct is required before issuing a citation. Each and every day during any portion of which any violation of any provision of the Governor's Stay at Home Order or the DPH Guidance is committed, continued, or permitted in the City, shall be considered a separate offense.

NOW, THEREFORE, BE IT ORDERED, that the law enforcement forces of this City, along with other law enforcement authorities cooperating with the City, are hereby authorized and charged, to the extent provided by law, with the responsibility of implementing and enforcing this regulation.

BE IT FURTHER ORDERED that this regulation shall remain in effect until such time as it is terminated, amended or modified by the Director of Emergency Services or the City Council of the City of Clovis.

* * * * *

DATE AND TIME: April 9, 2020 at 3:30 p.m.



Luke Serpa, Director of Emergency Services

ATTEST:



John Holt, City Clerk