

CITY OF NEW CARLISLE, OHIO  
Amendment No. 1 to the  
City of New Carlisle Emergency Proclamation Dated March 16, 2020

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**WHEREAS**, on March 16, 2020, Mayor Mike Lowrey and City Manager Randy Bridge issued an Emergency Proclamation in response to actions taken by the federal, state and local jurisdictions to address those conditions related to the COVID-19 pandemic outbreak; and

**WHEREAS**, on June 20, 2020, large groups of individuals are scheduled to gather in the City of New Carlisle, Ohio in support of protesting because of the death of an individual who died in police custody in Minneapolis, Minnesota, and to show support for the Black Lives Matter cause; and

**WHEREAS**, in other similar protests around the nation, some individuals became involved in violence, disorderly behavior and destruction of property, which included but was not limited to throwing objects, impeding traffic, injury to law enforcement officers and breaking windows; and

**WHEREAS**, these same individuals refused to comply with the lawful orders of the police resulting in an immediate threat to the health and welfare of the citizens of the affected jurisdictions; and

**WHEREAS**, the need for this Amendment now arises from a possibility of violence, and additionally, large gatherings creating an unreasonable risk of transmission of COVID-19; and

**WHEREAS**, there is an immediate need for security and enforcement support for the City of New Carlisle and its residents, business owners and first responders, and to protect the Clark County Sheriff's Office Personnel from the spread of COVID-19; and

**WHEREAS**, the conditions presently constitute a clear and present danger to the health, safety and property of the citizens of New Carlisle and may necessitate enhanced enforcement authority and security resources to protect the lives and property of those who live, work and do business in the City of New Carlisle, Ohio; and

**WHEREAS**, upon consultation and at the request of the Clark County Sheriff's Office, and under the emergency declaration currently existing within the City of New Carlisle, Ohio, it is necessary to preserve the peace and order, and protect the lives and safety of its citizens and prevent damage to property, by implementing a curfew in the City of New Carlisle; and

**WHEREAS**, Mayor Mike Lowrey and City Manager Randy Bridge have now found it necessary and essential to issue Amendment No. 1 to the Emergency Proclamation of March 16, 2020 to enact a curfew prohibiting individuals from engaging in certain activities in public spaces within the City of New Carlisle during the curfew period to protect the health, safety and welfare of the citizens of the City of New Carlisle, Ohio; and

**WHEREAS**, all other provisions of the Emergency Proclamation of March 16, 2020 will remain in full force and effect; and

**WHEREAS**, all in accordance with Section 1905.20 of the Ohio Revised Code and Article V, Section 5.02 of the Charter of the City of New Carlisle.

**NOW, THEREFORE**, the Mayor and City Manager by the authority vested in Section 1905.20 of the Ohio Revised Code and Article V, Section 5.02 of the Charter of the City of New Carlisle,

respectively, hereby issue the following Amendment No. 1 to the City of New Carlisle Emergency Proclamation Dated March 16, 2020:

Section 1.

This Proclamation Amendment shall be issued in conjunction with the Ohio Revised Code, and the Charter and Codified Ordinances of the City of New Carlisle, Ohio, all of which are applicable to the conditions and have caused the issuance of this Order, to be in full force and effect in the City of New Carlisle for the exercise of all necessary emergency authority for protection of the lives and property of the people of New Carlisle and the restoration of local government with minimum interruption. Reference is hereby made to all appropriate laws, statutes, ordinances and resolutions, and particularly to the Emergency Management provisions contained in Section 5502 of the Ohio Revised Code.

Section 2.

A curfew is hereby implemented prohibiting individuals from loitering, congregating or engaging in conduct not reasonably considered to be an ordinary day-to-day activity in public spaces from 6 p.m. on June 20, 2020 to 6 a.m. on June 21, 2020 in the City of New Carlisle.

Section 3.

This Amendment shall become effective at 6 p.m. on June 20, 2020 and shall terminate at 6 a.m. on June 21, 2020.

Section 4.

This order is inapplicable to City officials, members of the public safety forces, emergency personnel, health care professionals, other essential workers, people experiencing homelessness, credentialed members of the media, and local government officials engaged in their lawful duties.

**IN WITNESS WHEREOF**, We have hereunto set our hands and caused the Seal of the City of New Carlisle, Ohio, to be hereto affixed this 20<sup>th</sup> day of June 2020.

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Mike Lowrey, Mayor

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Randy Bridge, City Manager