

ORDINANCE NO. 20-09

By: Councilmember Sewell

AN ORDINANCE AMENDING ORDINANCE 20-06 AND SUBSEQUENT AMENDMENTS THERETO, WHICH ADDED/AMENDED SECTION 62-137, "CORONAVIRUS (COVID19)" TO ARTICLE IV, "EMERGENCY MANAGEMENT" OF CHAPTER 62, "PUBLIC SAFETY", BY AMENDING AND REPLACING THE EXISTING SECTION 62-137 IN ITS ENTIRETY WITH CERTAIN RESTRICTIONS UPON BUSINESSES AND CITIZENS OF THE CITY OF ADA FOR THE PROTECTION OF THE PUBLIC HEALTH; SETTING FINE FOR THE VIOLATION OF SAID REQUIREMENTS, DUTIES AND RESTRICTIONS; ESTABLISHING ORDINANCE END DATE; AUTHORIZING CITY MANAGER TO MODIFY CITY SERVICES AS NEEDED IN RESPONSE TO THE STATE OF EMERGENCY, INCLUDING, BUT NOT LIMITED TO, HOURS OF OPERATION, PUBLIC ACCESS, AND EMPLOYEE WORKING CONDITIONS; ALLOWING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF ADA, OKLAHOMA, THAT:

Section 1. AMENDMENT. Article IV, "Emergency Management", of Chapter 62, "Public Safety", of the City of Ada, Oklahoma Code of Ordinances is amended by replacing Section 62-137 with the following:

Sec. 62-137. Coronavirus (COVID19).

A. Due to the onset of the Coronavirus (COVID 19) pandemic, a State of Emergency continues from the previous declaration in the City of Ada, Oklahoma; and the following are ordered for the protection of public health.

B. All orders contained in the Executive Orders issued by the Governor of the State of Oklahoma relating to Coronavirus (COVID 19) and all subsequent Executive Orders relating to COVID 19 are hereby adopted by the City of Ada and ordered to be complied with, subject to additional requirements, restrictions and recommendations set forth in (C), (D) and (E) below.

C. It is recommended that all persons within the city limits of the City of Ada shelter at their home or place of residence (shelter in place) except for working in a critical infrastructure sector, as set forth in the Governor's Executive Order(s), and the conduct of essential errands. Essential errands shall mean those errands which are critical to everyday life and includes obtaining medication, groceries, gasoline, and visiting medical providers, however, shelter in place does not include riding in automobiles, drive-in church services, or to engage in outdoor activity, provided that all persons shall follow social distancing and group size guidelines issued by the CDC. **All persons shall wear facial masks in public (indoors and outdoors) when social distancing of 6**

feet or more cannot be maintained. Persons and businesses are encouraged to utilize cloth type facial masks which are not needed by medical personnel.

D. All businesses which are open to the public and are allowed to remain open under the Governor's Executive Order(s) are further restricted to 1 customer for each 100 square feet of space or 50% of the maximum occupancy as determined by the building codes adopted by the City of Ada, whichever is less; and customers must maintain a distance of 6 feet from other persons.

E. All businesses are encouraged to: Provide sanitizers (gel/wipes) for customers entering their business; sanitize all equipment used by the public; and screen employees for temperature and symptoms associated with the Coronavirus.

F. The City Manager's authorization to modify city services as needed in response to the State of Emergency, including, but not limited to, hours of operation, public access, and employee working conditions, shall continue.

G. The fine for a violation of any of the provisions contained in this article shall be Five Hundred Dollars per occurrence plus court costs.

H. This ordinance shall be effective until May 4, 2020 at 10:00 p.m. or until the Governor rescinds the provisions of his Executive Order(s), whichever is earlier.

Section 2. SEVERABILITY. Should any section, subsection, sentence, provision, clause or phrase hereof be held invalid, void, or unconstitutional for any reason, such holding shall not render invalid, void, or unconstitutional any other section, subsection, sentence, provision, clause, or phrase of this ordinance, and the same are deemed severable for this purpose.

Section 3. EMERGENCY CLAUSE. It being immediately necessary for the preservation of the peace, health, safety and public good of the City of Ada and the inhabitants thereof that the provisions of this Ordinance be put into full force and effect, an emergency is hereby declared to exist, by reason whereof, this Ordinance shall take effect and be in full force and effect after its passage, as provided by law.

PASSED AND APPROVED and the emergency clause voted on separately this 20th day of April, 2020.

ATTEST:

CITY OF ADA


City Clerk

By: 
Mayor

