



County of Onondaga
Office of the County Executive

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**LOCAL EMERGENCY ORDER OF THE ONONDAGA COUNTY EXECUTIVE
ISSUED PURSUANT TO PROCLAMATION OF EMERGENCY
ORDER NO. 9 MARCH 27, 2020
PERTAINING TO CRIMINAL ENFORCEMENT**

WHEREAS, on March 14, 2020, I, J. Ryan McMahon, II, Onondaga County Executive, by the authority vested in me by the Onondaga County Charter, the Onondaga County Administrative Code, and the laws of the State of New York, declared, pursuant to Section 24 of Article 2-B of the New York State Executive Law, that the public safety was sufficiently imperiled such that a Proclamation of Emergency was declared within the territorial limits of Onondaga County; and

WHEREAS, the number of confirmed COVID-19 cases within Onondaga County has been increasing, with travel related cases and contact cases reported and expected to continue, making it imperative for local government and local law enforcement to have all available measures to enforce limitations upon the operation of facilities and the number of persons who may occupy any space; and

NOW, THEREFORE, in accordance with authority vested in me by the Onondaga County Charter and Code, local home rule powers, and Section 24 of the New York State Executive Law, effective immediately, I hereby provide as follows:

1. Consistent with Executive Order 202.11, during the period when an Executive Order limiting operation of a type of facility or limiting the number of persons who may occupy any space is in effect, any operation of such a facility or occupancy of any such space by more than the number of persons allowed by said Executive Order shall be deemed to be a violation of law and in particular, but not by way of limitation, shall be deemed to be a violation of the Uniform Code or other local building code in effect in the jurisdiction in which the facility or space is located. In the event of any such violation, any state, county, or local police officer authorized to enforce laws within the jurisdiction in which the space or facility is located is authorized to remove persons from such space or facility. In addition, in the event of such violation, any state, county, or local code enforcement official or fire marshal authorized to enforce the Uniform Code or other local building code within the jurisdiction in which the facility or space is located is authorized to issue an appearance ticket, a Notice of Violation, an Order to Remedy such violation, which shall require immediate compliance, and/or a Do Not Occupy Order to any owner, operator, or occupant of any such facility or space. Nothing in this provision shall limit the authority of any governmental unit or agency to take such other and/or additional enforcement actions to the extent necessary to ensure compliance with such occupancy-related directives or facility operation-related directives. Additionally, pursuant to New York State Executive Law Section 24(5), any person who knowingly violates an Executive Order limiting operation of a type of facility or limiting the number of persons who may occupy any space shall be guilty of a class B misdemeanor and subject to additional civil action.

2. Consistent with Executive Order 202.3, no restaurant or bar within Onondaga County shall serve patrons food or beverage on-premises, and shall only serve food or beverage for off-premises consumption. In addition to any violation prescribed by Executive Order, pursuant to New York State Executive Law Section 24(5) any person who knowingly violates this Local Emergency Order shall be guilty of a class B misdemeanor and subject to additional civil action.

3. Consistent with Executive Order 202.8, all businesses and not-for profit entities within Onondaga County shall reduce the in-person workforce at any locations by 100%. In addition to any violation prescribed by Executive Order, including violation of an order pursuant to section 12 of the New York State Public Health Law, pursuant to New York State Executive Law Section 24(5) any person who knowingly violates this Local Emergency Order shall be guilty of a class B misdemeanor and subject to additional civil action.

4. Consistent with Executive Order 202.10, non-essential gathering of individuals of any size for any reason (e.g., parties, celebrations or other social events) are canceled or postponed. In addition to any violation prescribed by Executive Order, pursuant to New York State Executive Law Section 24(5) any person who knowingly violates this Local Emergency Order shall be guilty of a class B misdemeanor and subject to additional civil action.

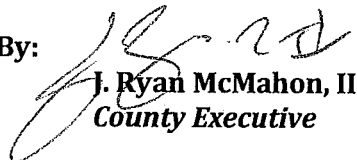
This order is necessary to provide for social distancing to safeguard the public health and welfare, and necessary to assist in controlling the disaster effort. This Order is intended to comply with all laws and regulations, state and federal, and shall be read and interpreted in such manner.

As the law requires a Local Emergency Order not to exceed 5 days, this Order shall remain in effect for 5 days through March 31, 2020, and will be formally renewed by the issuance of successive 5-day Orders.

This Order is intended to comply with all laws and regulations, state and federal, and shall be read and interpreted in such manner.

COUNTY OF ONONDAGA

By:


J. Ryan McMahon, II
County Executive