

***DECLARATION OF A LOCAL STATE OF
EMERGENCY AND EMERGENCY ORDER***

I, Eric C. Connolly, Supervisor of the Town of Ballston, pursuant to Article 2-B, Section 24 of the New York State Executive Law, hereby certify as follows:

WHEREAS, on or about January 30, 2020, the World Health Organization designated the Novel Coronavirus (COVID-19) outbreak as a Public Health Emergency of International Concern; and

WHEREAS, on or about January 31, 2020, United States Department of Health and Human Services declared a public health emergency for the entire United States to aid the nation's healthcare community in responding to COVID-19; and

WHEREAS, on or about March 7, 2020, New York Governor Andrew M. Cuomo declared a state of emergency to allow the State to more quickly and effectively contain the spread of COVID-19; and

WHEREAS, on or about March 12, 2020, New York Governor Andrew M. Cuomo signed an Executive Order #202.1 Continuing the Temporary Suspension and Modification of Laws Relating to the Disaster Emergency associated with the spread of COVID-19; and

WHEREAS, on or about March 16, 2020, Saratoga County declared a state of emergency to allow the County to take appropriate action to implement various measures to protect the health and safety of its employees and the entire community; and

WHEREAS, since those Orders there have been numerous Executive Orders that have extended and been modified to address the Public Health Pandemic and Emergencies facing our nation, state and localities;

WHEREAS, since enactment and extension of these Executive Orders, the Town of Ballston has issued and subsequently renewed its Declaration of a State of Emergency and reopened Town Offices on a limited basis to date;

WHEREAS, COVID-19 metrics measuring current and projected infection rates caused by holiday gatherings, travel, and small gatherings indicate that "community spread" of the virus is present in our community;

WHEREAS, positive cases of COVID-19 have been growing daily in Saratoga County and the Town of Ballston along with deaths and hospitalizations with the expectation of more deaths and hospitalizations to follow in the upcoming weeks; and

WHEREAS, Section 20(a) of the Executive Law of the State of New York provides that local governments and emergency service organizations shall continue their essential role as the first line of defense in the times of disaster; and

WHEREAS, Section 20(b) of the Executive Law of the State of New York provides that the local chief executive shall take an active and personal role in the development and implementation of disaster preparedness programs and be vested with authority and responsibility to ensure the success of such programs; and

WHEREAS, Section 24(1) of the Executive Law of the State of New York provides that in the event of a public emergency within the Town or in the reasonable apprehension of immediate danger thereof and upon a finding by the chief executive thereof that the public safety is imperiled thereby, the chief executive may proclaim a local state of emergency; and

WHEREAS, on March 16, 2020 as Supervisor of the Town of Ballston, I signed an Emergency Order for the Town of Ballston and how it conducts its business; and

WHEREAS, since that time, I have signed other Emergency Orders providing for the closing of Town Offices and staffing of Town Offices; and

WHEREAS, on April 16, 2020, New York Governor Andrew M. Cuomo signed an Executive Order #202.8 Continuing the Temporary Suspension and Modification of Laws Relating to the Disaster Emergency associated with the spread of COVID-19 and continued the State of Emergency and all Suspensions and Modifications. This Executive Order has been extended through the present and it is anticipated that extensions will continue until the COVID-19 pandemic is under control and herd immunity exists in the State of New York; and

WHEREAS, each of these Executive Orders affect the Town of Ballston, its residents, employees and contractors.

NOW THEREFORE, pursuant to the powers vested by Section 24 of the Executive Law of the State of New York, I do hereby find that public safety in the Town of Ballston is continued to be imperiled by the COVID-19 virus and the community spread of the virus; and

FURTHERMORE, pursuant to the powers vested by Section 24 of the Executive Law of the State of New York proclaim a continuation of the Local State of Emergency for the Town of Ballston; and

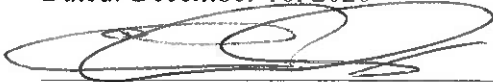
FURTHERMORE, upon this proclamation, to protect life and property or to bring the emergency under control, effective immediately, I promulgate, among other things, the following orders:

1. Town Offices and Departments shall be closed to the Public. All business with the Town shall be conducted by phone, mail or email. If business cannot be conducted by phone, mail or email, personal appointments shall be made; and
2. The Town Board, Planning Board, Zoning Board of Appeals, and other Town committees and boards shall conduct meetings by videoconference, teleconferencing, or other means as allowed under the Governor's Executive Order 202.1 dated March 12, 2020, as extended; and
3. The Town Justice Court shall operate under guidelines issued by the NYS Office of Court Administration as may be amended; and
4. All terms and conditions of this Orders shall continue until at least January 16, 2021.

WHEREFORE, any person who knowingly violates any provision of this Order is guilty of a class B misdemeanor; and

WHEREFORE, IT IS FURTHER HEREBY ORDERED, this Order shall remain in effect until at least January 31, 2021 unless sooner rescinded or modified by me as Supervisor of the Town of Ballston, County of Saratoga, but may be extended for additional periods not to exceed thirty (30) days each during the pendency of this local state of emergency.

Dated: December 16, 2020

A handwritten signature in black ink, appearing to read 'Eric Connolly', written over a horizontal line.

Eric Connolly, Supervisor, Town of Ballston