



# TOWN OF DEERPARK

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**GARY I SPEARS, SUPERVISOR**  
**DAVID M. DEAN, COUNCILMAN**  
**ARTHUR T. TROVEI, COUNCILMAN**  
**KENNETH SMITH, COUNCILMAN**  
**ALAN SCHOCK, COUNCILMAN**

November 4, 2020

## LIMITED STATE OF EMERGENCY DECLARATION

A Limited State of Emergency is hereby DECLARED in the Town of Deerpark effective as of 11:59 p.m. on November 3, 2020.

**WHEREAS**, on January 30, 2020, the World Health Organization designated the novel corona virus, COVID-19, outbreak as a Public Health Emergency of International Concern; and

**WHEREAS**, on January 31, 2020, United States Health and Human Services Secretary Alex M. Azar II declared a public health emergency for the entire United States to aid the nation's healthcare community in responding to COVID-19; and

**WHEREAS**, both travel-related cases and community contact transmission of COVID-19 have been documented in New York State, and in particular, Orange County, New York. Although the spread has largely been temporarily controlled, there is a concern about travelers from other states transmitting the virus, and more cases are feared to develop and/or be discovered; and

**WHEREAS**, Limited States of Emergency had previously been declared in the Town of Deerpark effective through June 30, 2020 at 11:59 p.m.; and

**WHEREAS**, the Limited States of Emergency previously declared in the Town of Deerpark were largely effective in stemming the spread of Covid-19; and

**WHEREAS**, circumstances have now arisen whereby some individuals employed by the Town of Deerpark have tested positive for Covid-19; and

**WHEREAS**, some of these individuals, not being aware of their exposure and being largely asymptomatic reported to work; and

**WHEREAS**, these individuals may have unknowingly and unintentionally exposed other employees of the Town of Deerpark to Covid-19; and

**WHEREAS**, it is imperative that the town take precautions to prevent the further spread and exposure to Covid-19 amongst its employees and other town residents; and

**WHEREAS**, the Town of Deerpark is continuing to address the threat that COVID-19 poses to the health and welfare of its residents and visitors.

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**NOW, THEREFORE, I**, Gary I. Spears, Supervisor of the Town of Deerpark, County of Orange, State of New York, by virtue of the authority vested in me by the Constitution and the Laws of the State of New York, hereby find, pursuant to Section 24 of Article 2-B of the Executive Law, that a disaster is impending in the Town of Deerpark, and, as a result, I do hereby declare and extend a Limited State of Disaster Emergency for the entire Town of Deerpark.

**IN ADDITION**, by virtue of the authority vested in me by Section 24(g) of Article 2-B of the Executive Law to temporarily suspend or modify any local law, ordinance, order, rule, or regulation, or parts thereof during a disaster emergency, if compliance with such local law, ordinance, order, rule, or regulation would prevent, hinder, or delay action necessary to cope with the disaster emergency, or if necessary to assist or aid in coping with such disaster, I hereby Direct the following:

1. The Limited State of Emergency includes the CLOSURE of all Town Buildings to the General Public unless escorted by an Employee of the Town, Member of the Deerpark Police Department, Member of the New York State Police, Member of the Orange County Sheriff's Department, or Employee of the Town Court.
2. Except as set forth hereinafter, ALL in-person committee meetings, as well as any meetings held in our Town buildings by outside organizations, are cancelled. The in-person Committee Meetings that are cancelled include but are not limited to Planning Board and Zoning Board of Appeals. Business-essential boards that function according to timetables mandated by New York State will continue to hold their meetings. Such meetings will be limited to Board Members, Recording Secretaries and essential Department Heads, only. The essential board is the Town Board. The Town Board should attempt to limit their meetings to the extent possible. All other business to be conducted by a Board or organization ordinarily meeting in Town owned properties, will be held virtually or will be delayed/adjourned until in-person meetings are authorized to proceed in the future.
3. ALL Meetings held pursuant to the provisions of this Extended Limited State of Emergency will be held with NO PUBLIC PRESENCE OR PARTICIPATION according to Executive Order 202.1 unless such meetings can be arranged to be conducted virtually any such public participation can also be arranged virtually. Town Board meeting(s) will continue to be recorded and will be limited to only such matters as are necessary to keep the Town functioning properly, such as approvals of bills, resolutions, contracts, appointments, and personnel issues until such time as public participation can be conducted virtually. No Local Laws will be presented or moved on.

4. Signs will be posted at the entrance(s) to all Town buildings. The sign will include lists of the phone numbers of departments that may need to be contacted. Additionally, email addresses will be provided. These are the safest forms of contact during this time.
5. Those that have bills and/or taxes that need to be paid, can do so by mailing them to Town Hall. In addition, there will be a drop box, or some other collection method provided at the front entrance to Town Hall.

Said directives shall run from the date of this Executive Order at 12:01 a.m. through December 4, 2020 at 11:59p.m., subject to extension/early termination by further Order. The suspension of the aforesaid policies and Local Laws shall be imposed in such a manner as to create the minimum deviation from the requirements of said policies and laws consistent with the disaster action deemed necessary.

**IN ADDITION**, by virtue of the authority vested in me by Section 25(1) of Article 2-B of the Executive Law, which states that “upon the threat or occurrence of a disaster, the chief executive of any political subdivision is hereby authorized and empowered to and shall use any and all facilities, equipment, supplies, personnel and other resources of his political subdivision in such manner as may be necessary or appropriate to cope with the disaster or any emergency resulting therefrom”, and in accordance with the applicable Management Rights provisions in any of the collective bargaining agreements now in effect between the Town of Deerpark and its representative employee organizations, I hereby direct all Town Department Heads to arrange, modify or limit the work schedules of their respective departments in such a manner as may be necessary to attempt to minimize the risks to Town employees, residents and visitors associated with the current novel corona virus, COVID-19 outbreak in accordance with recommendations issued by all relevant medical professionals and/or government agencies.

As the Chief Executive of the Town of Deerpark, I, Gary I. Spears, exercise the authority vested to me under Section 24 of the New York State Executive Law, to preserve the public safety and hereby render all required and available assistance vital to the security, well-being, and health of the citizens of the Town of Deerpark. I hereby direct all departments and agencies of the Town of Deerpark to take whatever steps necessary to protect life and property, public infrastructure and provide such emergency assistance as deemed necessary.

**SO ORDERED ON NOVEMBER 3, 2020**

  
GARY I. SPEARS, Supervisor