



## EMERGENCY ORDINANCE

**TO ESTABLISH IN FURTHERANCE OF PUBLIC SAFETY AND WELFARE AN EMERGENCY ORDINANCE AUTHORIZING THE MAYOR IN CONSULTATION WITH THE CHIEF OF POLICE AND EMERGENCY MANAGEMENT PERSONNEL, TO PROHIBIT VEHICULAR AND PEDESTRIAN TRAFFIC FROM UTILIZING CERTAIN STREETS IN THE CITY OF CHARLESTON AND FURTHER AUTHORIZING THE MAYOR TO ISSUE A CURFEW, IF NECESSARY, RESTRICTING THE USE OF STREETS DURING CERTAIN HOURS AND/OR DAYS IN AREAS WITHIN THE CITY OF CHARLESTON AS A RESULT OF UNSAFE CONDITIONS CAUSED BY TROPICAL STORM ISAIAS.**

BE IT ORDAINED BY THE MAYOR AND COUNCILMEMBERS OF CHARLESTON, IN CITY COUNCIL ASSEMBLED:

**Section 1.** The City Council of the City of Charleston does hereby make the following findings of fact:

**WHEREAS**, on August 2, 2020, Tropical Storm Isaias is threatening the City's public health, safety and welfare, with the likelihood of tropical storm force winds, heavy rainfall, storm surge, and flash flooding. The effects of Tropical Storm Isaias on the City could be significant to include severe flooding and loose debris which can cause impassable streets. These conditions pose a clear and present threat to the health and wellbeing of the citizens of Charleston and inhibit, if not render impossible, an effective response by the fire, police or other public safety providers; and,

**WHEREAS**, the safety of the citizens of Charleston and those visiting our city, is of paramount importance and in furtherance thereof, City Council deems it necessary and proper for the security and general welfare of the citizenry and for the preservation of peace and order within the City during this time of severe weather conditions that reasonable measures be taken that include restricting access to those streets and rights-of-way rendered dangerous or impassable

because of conditions caused by Tropical Storm Isaias, and restricting the use of streets during certain times by establishing a curfew as determined by the Mayor, in consultation with the Chief of Police; and,

**WHEREAS**, to effect this purpose, the City Council of Charleston, in accordance with the authority devolved upon it pursuant to S. C Cons. Art. VIII, §17 and S. C. Ann. §§ 5-7-30 and 5-7- 250 (d) (1976, as amended), and City of Charleston Code Section 2-23 does hereby enact this emergency ordinance.

**Section 2.** The Mayor, in consultation with the Chief of Police, the City’s Emergency Management Personnel and such other safety personnel, as may be appropriate, is authorized to close streets and public rights-of-ways located within the municipal limits of the City of Charleston and any ingress and egress thereto for travel by the general public, both vehicular and pedestrian, and to restrict access to such areas by issuing a curfew for hours and/or days as necessary to respond to the changing and dangerous conditions created by Tropical Storm Isaias.

**Section 3.** It shall be unlawful for a person to violate any travel or curfew restrictions set forth as a result of this emergency ordinance.

**Section 4.** This Ordinance shall become effective immediately, and shall expire 96 hours after its adoption, or upon the termination of the Mayor, whichever occurs first.

Ratified in City Council this \_\_\_\_ day of \_\_\_\_\_ in the Year of Our Lord, 20\_\_, and in the 2\_\_ Year of the Independence of the United States of America.

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John J. Tecklenburg, Mayor  
City of Charleston

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Vanessa Turner Maybank, Clerk of Council