

A RESOLUTION OF THE TOWN COUNCIL OF TOWN OF YEMASSEE CALLING UPON GOVERNOR HENRY MCMASTER TO ISSUE A MANDATORY STAY AT HOME ORDER FOR THE STATE OF SOUTH CAROLINA FOR SUCH PERIOD OF TIME AS MAY BE DEEMED NECCESARY AND APPROPRIATE BY THE SOUTH CAROLINA DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL

WHEREAS, on March 13, 2020, President Donald J. Trump declared a national state of emergency to assist with combating the spread of the novel coronavirus (COVID-19), and,

WHEREAS, on March 13, 2020, Governor Henry D. McMaster declared a state of emergency in South Carolina to take, all necessary and appropriate actions in proactively preparing for and promptly responding to the threat posed by COVID-19; and,

WHEREAS, Covid-19 is now aggressively spreading across the State with the South Carolina Department of Health and Environmental Control ("SCDHEC") confirming the localized person-to-person spread of COVID-19 in South Carolina, which indicates a significantly increasing risk of exposure and infection to residents of the population of the State of South Carolina, and an extreme public health risk; and,

WHEREAS, as of March 25, 2020, the total number of cases in the United States is well over 52,000 with at least 342 cases in the State of South Carolina; and,

WHEREAS, local governments around the State are taking actions to protect the local population, but these actions are non-uniform and cannot address the spread of COVID-19 in areas outside of the locality; and,

WHEREAS, public health officials have been uniform in their advice that the spread of COVID-19 is impeded by stay at home policies, but that such policies must be uniform and far reaching to be effective; and,

WHEREAS, S. C. Code Ann. § 25-1-440 (Supp. 2019), declares that the Governor of South Carolina, “. . . when an emergency has been declared, as the elected Chief Executive of the State, is responsible for the safety, security, and welfare of the State. . .”; and,

WHEREAS, under S. C. Code Ann. § 25-1-440 (Supp. 2019), the Governor is empowered “issue emergency proclamations and regulations and amend or rescind them;” and,

WHEREAS, emergency proclamations and regulations issued by the Governor “. . . have the force and effect of law;” and,

WHEREAS, it is imperative that the population of the State of South Carolina shelter at home, unless providing or requiring an essential service, and otherwise follow all directives from public health officials; and,

WHEREAS, by taking measures such as this to control outbreaks has been shown to minimize the risk to the public, maintain the health and safety of the people of South Carolina, and limit the spread of infection in our communities and within the health care delivery system; and,

WHEREAS, in order to protect, preserve, and promote the general health, safety and welfare and the peace and order of the community, the Town of Yemassee formally requests that Governor Henry D. McMaster issue an order requiring the all persons within the State of South Carolina to stay at home for a minimum period of Fourteen (14) Days, unless providing or requiring an essential service, or such other period as may be determined to be appropriate by the South Carolina Department of Health and Environmental Control, as a necessary and immediate step to try and protect the population of the State of South Carolina from a continued and increased risk of exposure.

THEREFORE, we, the undersigned members of the Town of Yemassee call upon the Governor Henry D. McMaster to undertake and coordinate all necessary and reasonable activities for this emergency response to include the issuance of a mandatory stay at home order, unless providing or requiring an essential service, for the State of South Carolina for a minimum period of Fourteen (14) Days, or such other period as may be determined to be appropriate by the South Carolina Department of Health and Environmental Control and deemed necessary to protect the public health, safety and welfare of the population of the State of South Carolina..

Respectfully submitted this 27th day of March 2020.

Sincerely,

Colin J Moore, Mayor

Peggy Bing-O'Banner, Mayor Pro Tem

Charlie Simmons, Councilman

Alfred Washington, Councilman

Michelle Hagan, Councilwoman