

**ORDINANCE OF THE TOWN OF BRASELTON EXERCISING ITS
POWER UNDER ITS CHARTER TO DECLARE A PUBLIC EMERGENCY; TO
PROVIDE FOR SOCIAL DISTANCING; CLOSURE OF CERTAIN
ESTABLISHMENTS; PROHIBIT DINE-IN RESTAURANTS; INCORPORATION OF
THE GOVERNOR'S ORDER, TO PROVIDE FOR AN EFFECTIVE DATE;
AND FOR OTHER PURPOSES**

WHEREAS, the President of the United States declared a National Public Health Emergency on Friday March 13, 2020; and

WHEREAS, the Governor of the State of Georgia declared a State Emergency in Georgia on March 14, 2020; and

WHEREAS, the World Health Organization has declared Corona Virus Disease 2019 (COVID-19) a world health emergency and a pandemic; and

WHEREAS, the Centers for Disease Control and Prevention has recommended that any gathering of over 50 people be discontinued or prohibited; and

WHEREAS, the COVID-19 pandemic has the potential to result in significant loss of life and has the potential to result in a major disruption of community affairs, business services, and governmental operations; and

WHEREAS, in order to mitigate or alleviate some of the impacts of the COVID-19 pandemic in the Town, certain actions are needed; and

WHEREAS, based upon the President's Declaration of National Emergency and the Governor's Public Health State of Emergency, it is in the best interest of the welfare of the Town of Braselton, Georgia and its citizens to declare a local state of emergency to activate certain emergency powers under the Town's Charter and Code of Ordinances;

NOW THEREFORE BE IT ORDAINED AND RESOLVED, AND IT IS HEREBY ORDAINED AND RESOLVED by the Mayor of the Town of Braselton that the Covid-19 crisis is a risk that is extremely likely to result in destruction of life or property and emergency powers are hereby authorized and available for use by the Town of Braselton including but not limited to appropriate staff taking action to respond to said emergency.

Section 1: The Mayor and Town Council hereby declares a Public Health State of Emergency in the Town of Braselton due to the rapid spread of COVID-19 in the United States and the State of Georgia.

Section 2: The following provisions shall govern during the Public Health State of Emergency declared herein:

- a. All gyms, fitness centers/studios, movie theaters, live performance venues, bowling alleys and entertainment centers, hair salons, nail salons, and private clubs (except meal delivery or take-out) shall be temporarily closed to the public until the expiration of this ordinance. Home hair and nail salons are exempt.
- b. Restaurants, food courts, brewpubs, breweries, and other eating establishments within the Town limits cease offering dine-in and/or outdoor/patio service. Such establishments may continue to prepare and offer food to customers through delivery, takeout, and/or drive-thru service. Any establishment that is licensed for on-premises consumption of alcoholic beverages shall be authorized to sell unopened bottles of beer or unopened bottles of wine curbside or to takeout customers only during the times specified by alcoholic beverage license and pertinent Code sections. The Town makes no representations as to the effect of these types of sales on an establishment's state liquor license.
- c. Cafeterias or on-site dining services in hospitals, nursing homes, assisted living facilities, and other similar facilities within the Town limits following previously issued state and federal public health guidelines shall not be subject to closure requirements of this Order.
- d. All employers and business which remain open for use by the public must take the necessary steps to restrict in person contact and maintain a distance of 6 feet between individuals while in the establishment.
- e. The Governor's Executive Order No. 03.23.20.01 is hereby incorporated by reference herein, such that:

All persons ordered by the Department of Public Health to isolate, quarantine, or shelter in place within their homes or place of residence shall comply with such executive order or administrative order. In accordance with the Governor's executive, the following populations are specifically included:

- i. Those persons who live in a nursing home or long-term care facility;
 - ii. Those persons who have chronic lung disease;
 - iii. Those persons who are currently undergoing cancer treatment; and
 - iv. Those persons included in any Department of Public Health Administrative Order.
- f. All businesses which possess a license to operate as or otherwise meet the definition of "bar" as defined in Official Code of Georgia Section 3-1-2(2.1) shall cease operation.
 - g. No business, establishment, corporation, non-profit, corporation, or organization shall allow more than ten (10) persons to be gathered at a single location if such gathering requires persons to stand or to be seated within six (6) feet of any other person.

TOWN OPERATIONS:

- a. The Town Council and all other boards, commissions or agencies of the Town, shall have authority to conduct meetings and take votes by teleconference in accordance with O.C.G.A. Section 50-14-1(g).
- b. The Mayor and/or Town Manager shall have authority to take such actions deemed necessary or appropriate for the public health and safety of the citizens of the Town of Braselton.
- c. Occupation Tax (business licenses) due date shall be extended to May 29, 2020 from March 31, 2020.
- d. Braselton Town Hall shall be closed to the public except for appointments. Drive-thru service shall continue but may be suspended by the Town Manager if conditions warrant.
- e. The Town shall operate at reduced staffing levels in order to limit the possibility of community spread and spread across an entire department. Operations may return to normal at the discretion of the Mayor

Section 3. This Ordinance shall take effect beginning March 26, 2020 at 12:00 p.m. and shall continue until further modified or terminated by the Town Council.

Section 4. A violation of this Ordinance may be punishable per the Braselton Code of Ordinances and citations heard in the Town’s Municipal Court.

Section 5. The Town staff shall take reasonable and necessary efforts to disseminate such Order and educate local business and the public impacted thereto.

SO ORDAINED, this 25th day of March, 2020.

**TOWN OF BRASELTON, A GEORGIA
MUNICIPAL CORPORATION**

BY: _____
BILL ORR

ATTESTED TO BY:

BY: _____
JENNIFER SCOTT, TOWN CLERK/MANAGER

APPROVED AS TO FORM:

CHANDLER, BRITT, & JAY, LLC

GREGORY D. JAY, TOWN ATTORNEY