

**VILLAGE OF OCEAN BEACH**

**MAYORAL EMERGENCY EXECUTIVE ORDER # 5-3**

**WHEREAS**, on April 21, 2020, I issued a Declaration of Emergency declaring an Emergency in the Village of Ocean Beach due to the public health emergency caused by Covid-19 Virus, and based on a finding that the public safety is imperiled thereby; and

**WHEREAS**, both travel-related cases and community contact transmission of Covid-19 have been documented in New York State and Suffolk County and are expected to continue; and

**WHEREAS**, on April 15, 2020, the Hon. Governor Andrew Cuomo issued Executive Order 202.17 which Executive Order directed that: “Effective at 8 p.m. on Friday, April 17, 2020, any individual who is over the age of two and able to medically tolerate a face-covering shall be required to cover their nose and mouth with a mask or cloth face-covering when in a public place and unable to maintain, or when not maintaining, social distance”; and

**WHEREAS**, infrastructure and public places of the Village of Ocean Beach consist of narrow walkways, a ferry dock with limited space, and in those public areas that are either necessary for transportation to and around the Village, or other necessary actions by the residents of the Village it would be impossible to maintain the social distancing required by the Governor’s EO 202.17, and it is necessary therefore and a matter of public health and safety that a local Emergency Order be issued specifically directing that face coverings must be worn on the ferry dock, the ferry freight dock, the marina, the beach, all public walkways and other Village-owned and Village-maintained properties and areas; and

**WHEREAS**, the Hon. Governor Andrew Cuomo directed by Executive Order 202.4 that no local municipal official should issue an Executive Order with respect to Covid-19 crisis without first having that Executive Order reviewed and approved by the New York State Department of Health Services; and

**WHEREAS**, this Executive Order has been reviewed and approved by the New York State Department of Health Services;

**NOW THEREFORE**, I, James S. Mallott, Mayor of the Village of Ocean Beach, by virtue of the authority vested in me by Section 24 of the Executive Law to issue executive orders that temporarily suspend or modify any local law, ordinance, order, rule or regulation, or parts thereof, of any agency during a State of Emergency in the Village of Ocean Beach, which would prevent, hinder, or delay action necessary to cope with the disaster emergency or if necessary to assist or aid in coping with such emergency and to take any actions necessary for the protection of public health and safety and of property in the Village of Ocean Beach, do hereby Order and Direct that for the period of 6 p.m. October 11, 2020 through October 16, 2020, or such further time that the Executive Order may be continued; that

All persons that are over the age of two and medically able to tolerate a face covering shall, while on the Ocean Beach Village ferry dock, the ferry freight dock, the marina and adjoining areas, the beach, all public walkways and other Village-owned and Village-maintained properties, buildings and areas, shall at all times wear a face covering.

GIVEN under my hand and this 11<sup>th</sup> day of October, 2020.

**MAYOR JAMES S. MALLOTT**

ATTEST:

A handwritten signature in cursive script, appearing to read "James S. Mallott", written over a horizontal line.A handwritten signature in cursive script, appearing to read "James S. Mallott", written over a horizontal line.