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CIVIL DISTRICT COURT FOR THE PARISH OF ORLEANS

STATE OF LOUISIANA
NO. 2020-03129 DIVISION "F"-7

CIVIL
DISTRICT COURT
DOCKET

CITY OF NEW ORLEANS

FILED: _____

DEPUTY CLERK

**MAYORAL PROCLAMATION TO FURTHER PROMULGATE EMERGENCY
ORDERS DURING THE STATE OF EMERGENCY DUE TO COVID-19**

WHEREAS, the United States has confirmed cases of individuals who have a severe acute respiratory disease ("COVID-19") caused by a novel coronavirus ("the virus") first detected in Wuhan, Hubei Province, People's Republic of China, which was first reported on December 31, 2019; and

WHEREAS, as of April 14, 2020, the World Health Organization ("WHO") has reported more than 1,844,000 confirmed cases of COVID-19 and over 117,000 deaths from the virus; and

WHEREAS, on March 9, 2020, the first presumptive positive case of COVID-19 was announced in the State of Louisiana, in a hospital in the City of New Orleans; and

WHEREAS, on March 11, 2020, the WHO declared the COVID-19 outbreak a pandemic; on March 13, 2020, President Trump declared a National Emergency for the United States; on March 11, 2020, Governor John Bel Edwards declared a state of emergency for the State of Louisiana; and on March 11, 2020, I declared a state of emergency in the City of New Orleans due to COVID-19; and

WHEREAS, on March 16, 2020, I issued a Mayoral Proclamation to Promulgate Emergency Orders During the State of Emergency due to COVID-19 in an effort to implement the guidelines of the Centers for Disease Control and Prevention ("CDC") and mitigate the further spread of COVID-19; and

WHEREAS, as of March 16, 2020, there were 95 presumptive positive cases of COVID-19 in the City of New Orleans, three of which resulted in patient deaths; and

WHEREAS, as of April 14, 2020, there have been 5,718 positive cases of COVID-19 in the City of New Orleans, 276 of which have resulted in patient deaths; and

WHEREAS, the direct and definite public health and safety threats of COVID-19, and the related threats to the health, safety, and welfare of the residents of the City of New Orleans, are ongoing and emergency action must continue to be taken to slow the spread of COVID-19 to protect the ability of public and private health care providers to handle the influx of new patients and safeguard the public health and safety of the people of the City of New Orleans; and

WHEREAS, the Louisiana Homeland Security and Emergency Assistance and Disaster Act, La. R.S. 29:721, *et seq.*, confers upon the Mayor of the City of New Orleans emergency powers to deal with emergencies and disasters, including those resulting from terrorist events, enemy attack, sabotage, or other hostile action, or from fire, flood, earthquake, or other natural or manmade causes, in order to ensure that preparations of this City will be adequate to deal with such emergencies or disasters, and in order to detect, prevent, prepare for, investigate, respond to, or recover from these events, and to preserve the lives and property of the people of the City of New Orleans; and

WHEREAS, La. R.S. 29:727(F) authorizes the Mayor to “control ingress and egress to and from the affected area, the movement of persons within the area, and the occupancy of premises therein”, and to “suspend or limit the sale, dispensing, or transportation of alcoholic beverages . . .”; and

WHEREAS, La. R.S. 29:727(G) provides that “any person or representative of any firm, partnership, or corporation violating any order, rule, or regulation promulgated pursuant to this Chapter, shall be fined not more than five hundred dollars, or confined in the parish jail for not more than six months, or both”;

NOW THEREFORE, I, LATOYA CANTRELL, Mayor and Chief Executive Officer of the City of New Orleans and the Parish of Orleans, by virtue of the authority vested in me as the Mayor of the City of New Orleans by the Constitution

and laws of the State of Louisiana and the Home Rule Charter and laws of the City of New Orleans, do hereby promulgate and issue the following orders, which shall be effective April 16, 2020, commencing at 6:00 a.m. and remain in effect until 6:00 a.m. on May 16, 2020, pursuant to La. R.S. 29:727 and my Mayoral Proclamation of a State of Emergency due to COVID-19 dated March 11, 2020, unless terminated sooner.

1. All public and private gatherings shall be canceled or prohibited in non-emergency situations and where possible. In limited circumstances, personal gatherings should be limited to the number of persons in a reasonable household size. This shall not apply to healthcare facilities, pharmacies, grocery stores, corner stores, banks, gas stations, and other essential service providers. Loitering outside of any of these essential service providers shall be prohibited.
2. All Bars, Health Clubs (e.g. gyms and fitness centers), Shopping Centers configured as malls (but not strip centers), Live Performance Venues, Reception Facilities, and other establishments where large gatherings routinely occur and/or where the risk of possible COVID-19 spread exists, shall cease operations.
3. All Restaurants, as defined in the Comprehensive Zoning Ordinance, shall limit their operations to take out and delivery only, including the sale of alcohol in accordance with City and State issued permits.
4. All individuals currently living within the City of New Orleans are hereby ordered to stay at home pursuant to and in compliance with Proclamation Number 41 JBE 2020 issued by Governor John Bel Edwards, dated April 2, 2020, and any amendment, extension, or renewal thereof.
5. To the extent individuals are using shared or outdoor spaces, they shall at all times as reasonably possible comply with guidelines provided by the CDC and local and state health departments when they are outside their residence.

The intent of these orders is to ensure that the maximum number of people remain isolated within their places of residence to the maximum extent feasible while enabling essential services to continue, in order to slow the spread of COVID-19 to the extent possible. When people need to leave their places of residence, whether to obtain or perform essential services, or to otherwise facilitate authorized activities necessary for the continuity of social and commercial life, they should at all times reasonably possible comply with guidelines provided by the CDC and local and state health departments. All provisions of this proclamation should be interpreted to effectuate the intent expressed hereinabove.

The City Attorney is hereby directed to file this proclamation promptly in the office of the Clerk of Court and arrange for it to be given prompt and general publicity.

WITNESS my hand in New Orleans, Louisiana this fifteenth (15th) day of April, 2020.



LATOYA CANTRELL, MAYOR

A TRUE COPY



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PARISH OF ORLEANS
STATE OF LA