



Allegheny County Council

County of Allegheny
436 Grant Street
Pittsburgh, PA 15219
Phone (412) 350-6490
Fax (412) 350-6499

Legislation Details (With Text)

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On agenda: **Final action:**

Title: A Resolution of the Council of the County of Allegheny authorizing and ratifying the Declarations of Emergency proclaimed by the County Chief Executive due to the imminent threat to public health, safety and welfare of the citizens of Allegheny County caused by the existence and spread of the COVID-19 virus.

Sponsors: Chief Executive

Indexes:

Code sections:

Attachments: 1. 02-20-RE 11460-20.pdf

Date	Ver.	Action By	Action	Result
3/25/2020	1	Chief Executive	Signed by Chief Executive	
3/24/2020	1	County Council	2nd Reading waived & Passed for Chief Executive Signature	Pass

A Resolution of the Council of the County of Allegheny authorizing and ratifying the Declarations of Emergency proclaimed by the County Chief Executive due to the imminent threat to public health, safety and welfare of the citizens of Allegheny County caused by the existence and spread of the COVID-19 virus.

WHEREAS, on March 12, 2020, Allegheny County Chief Executive Rich Fitzgerald issued a proclamation declaring the existence of a state of emergency within Allegheny County due to the imminent threat to public health, safety and welfare of the citizens of Allegheny County caused by the existence and spread of the COVID-19 virus; and

WHEREAS, the County Chief Executive recently issued a second proclamation continuing the Declaration of Emergency within the County because the emergency conditions caused by the COVID-19 virus have not abated; and

WHEREAS, County Council is of the considered opinion that the Declarations of Emergency within the County must be continued to allow for the exercise of all necessary powers granted under applicable law to protect the health, safety and welfare of the citizens of Allegheny County from the effects of the existence and spread of the COVID-19 virus.

Now, therefore, the Council of the County of Allegheny hereby resolves as follows:

Section 1. Incorporation of Preamble.

The provisions set forth in the preamble to this Resolution are incorporated by reference in their entirety herein.

Section 2. Authorization and Ratification of Chief Executive's Declaration of Emergency.

A. Pursuant to Section 7501 (b) of the Pennsylvania Emergency Management Services Code, 35 Pa. C.S.A. § 7501 (b) (2012), the Declarations of Emergency proclaimed by the County's Chief Executive due to the imminent threat to public health, safety and welfare of the citizens of Allegheny County caused by the existence and spread of the COVID-19 virus are hereby authorized and ratified retroactive to the date of their original issuance and continuation.

B. All powers and authority granted to the County in Chapter 75 of the Pennsylvania Emergency Management Services Code are hereby activated and shall be exercised by the proper County officers to address and remediate the threat to public health, safety and welfare caused by the presence of the COVID virus in Allegheny County.

Section 3. Severability. If any provision of this Resolution shall be determined to be unlawful, invalid, void or unenforceable, then that provision shall be considered severable from the remaining provisions of this Resolution which shall be in full force and effect.

Section 4. Repealer. Any resolution or ordinance or part thereof conflicting with the provisions of this Resolution is hereby repealed so far as the same affects this Resolution.

Section 5. Effective Date. This Resolution shall enter into effect retroactive to March 12, 2020.

Section 6. Termination. This Resolution shall terminate on the date that the County's Chief Executive issues a proclamation finding and declaring that the threat to public health, safety and welfare caused by the presence of the COVID virus in Allegheny County has abated.