

**CITY OF COATESVILLE
COUNTY OF CHESTER**

**AN ORDINANCE RATIFYING THE DECLARATION OF
STATE OF EMERGENCY ISSUED ON SEPTEMBER 2, 2021.**

WHEREAS, the City of Coatesville (“City”) is a Home Rule Municipality operating by means of a home rule charter and the laws of the Commonwealth of Pennsylvania; and

WHEREAS, on or about September 1, 2021, a significant rain event occurred, which resulted in approximately seven (7) inches of rain falling in the City; and

WHEREAS, the significant rain event caused or threatened to cause flooding, injury, damage, and suffering to persons and property located in the City; and

WHEREAS, the significant rain event has endangered the health, safety and welfare of a substantial number of persons residing in the City and threatens to create problems that may require the aid and/or assistance of Chester County and/or Pennsylvania government agencies; and

WHEREAS, immediate, proactive emergency management measures are required to mitigate the severity of the significant rain event for purposes of protecting the health, safety, welfare and property of residents in the City; and

WHEREAS, the City Manager had requested that a Declaration of State of Emergency be issued in accordance with Section 19-1 of the City’s General Laws to authorize him to exercise the powers set forth in Section 19-2 of the City Code; and

WHEREAS, the President of City Council issued a Declaration of State of Emergency pursuant to Section 19-1 on September 2, 2021; and

WHEREAS, Section 19-1 of the City Code requires the City Council to ratify the September 2, 2021, Declaration of State of Emergency pursuant to Section 2-309, Emergency Ordinances, of the City Charter to permit the declaration to continue for a period of thirty (30) days unless sooner repealed; and

WHEREAS, the City Council is further authorized to declare the existence of a local disaster emergency in the City pursuant to the provisions of Section 7501 of the Pennsylvania Emergency Management Services Code, 35 Pa C.S. §7101 *et seq.*; and

WHEREAS, the City Council of the City of Coatesville has determined that it should ratify the September 2, 2021, Declaration of State of Emergency issued pursuant to Section 19-1 of the City Code to extend the Declaration of State of Emergency for thirty (30) days from the date of adoption;

NOW, THEREFORE, in accordance with the foregoing authority, which incorporates all rights and powers granted to the City of Coatesville under its municipal charter, the Pennsylvania Emergency Management Services Code, and such other powers as may be provided by law, the Council of the City of Coatesville hereby enacts and ordains as follows:

SECTION 1. The September 2, 2021, Declaration of State of Emergency, a true and correct copy of which is attached hereto and made part hereof, and all the terms and conditions set forth therein are hereby adopted and ratified by the City Council.

SECTION 2. Upon adoption of this Ordinance, the City Manager shall email a true and correct copy thereof to Chester County Office of Emergency Management and the Pennsylvania Emergency Management Agency.

SECTION 3. The effect of this Ordinance ratifying the Declaration of State of Emergency is to activate the response and recovery aspects of any and all state, county and local emergency management plans and to authorize the furnishing of aid and assistance thereunder.

SECTION 4. All ordinances or parts of ordinances conflicting with any provisions of this Ordinance are hereby temporarily suspended insofar as the same affects this Ordinance.

SECTION 5. If any sentence, clause, section or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts hereof.

SECTION 6. This Ordinance shall be effective immediately upon adoption in accordance with Section 2-309 of the City Charter.

ENACTED AND ORDAINED this 9th day of September, 2021.



Linda Lavender-Norris, President City Council

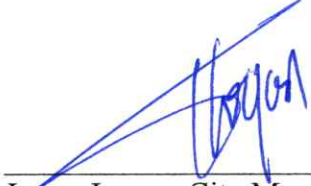
ATTEST:



James Logan, City Manager

CERTIFICATION

I HEREBY CERTIFY that the foregoing Ordinance was introduced on the 9th day of September, 2021, was duly enacted by the Council of the City of Coatesville, Chester County, Pennsylvania, on the 9th day of September, 2021, and that the vote upon the said Ordinance has been recorded in the Minutes of the City Council and that the Ordinance has been fully recorded.



James Logan, City Manager