



OFFICE OF THE TOWN SUPERVISOR  
JOHN C. WHITNEY, P.E.

## PROCLAMATION EXTENDING LOCAL STATE OF EMERGENCY FOR THE TOWN OF GRAND ISLAND

### JOHN C. WHITNEY, P.E. – TOWN SUPERVISOR

**WHEREAS**, on January 30, 2020, the World Health Organization designated the novel coronavirus, COVID-19, outbreak as a Public Health Emergency of International Concern;

**WHEREAS**, on January 31, 2020, United States Health and Human Services Secretary Alex M. Azar II declared a public health emergency for the entire United States to aid the nation's healthcare community in responding to COVID-19;

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

**WHEREAS**, the Governor has declared a Disaster Emergency in the State of New York and the County Executive has declared a State of Emergency for Erie County; and;

**WHEREAS**, I previously declared a local state of emergency within the Town of Grand Island, effective on March 16, 2020, April 15, 2020, May 15, 2020, June 15, 2020, July 15, 2020, August 24, 2020, September 24, 2020, October 24, 2020, November 24, 2020 and December 24, 2020 and such proclamations were effective for a period of 30 days; and

**WHEREAS**, the threat that COVID-19 poses to the health, safety, and welfare of the Town of Grand Island's residents and visitors continues, thus requiring the local state of emergency be continued for another 30 days;

**NOW, THEREFORE**, I, John C. Whitney, Town Supervisor of the Town of Grand Island, by virtue of the authority vested in me by the Laws of the State of New York, hereby find, pursuant to Section 24(1) of Article 2-B of the Executive Law, that there continues to be a public emergency in the Town of Grand Island and that the public safety is imperiled thereby, and hereby extend the declarations of a local state of emergency within the Town of Grand Island for an additional 30 days, effective immediately;

**IN ADDITION**, this declaration shall remain in effect for another 30 days, unless earlier rescinded;

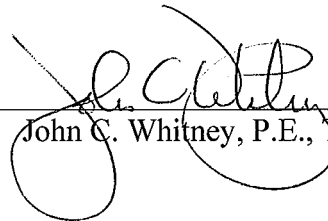
**FURTHER**, I hereby extend the following Local Emergency Orders which, pursuant to Section 24(2) of Article 2-B of the Executive Law, this Order shall be in effect for five additional days, unless further extended:

- (1) all advisory boards and the Zoning Board of Appeals are directed to continue to hold their meetings virtually and may choose to conduct an in-person component in addition to the virtual component;
- (2) if the Town Board, advisory board, or the Zoning Board of Appeals holds an in-person component to a meeting, public attendance shall be allowed, subject to mandatory social distancing protocols, including reduced capacity, mask wearing, staying at least six feet away from others at all times; any proceedings of the Town and Advisory Boards shall continue to be made available via livestream, with a link posted on the Town of Grand Island website, pursuant to the Governor's Declaration of a Disaster Emergency;
- (3) all laws providing for deadlines for action of any board are hereby tolled during the pendency of this State of Emergency, and, pursuant to Section 24(2) of Article 2-B of the Executive Law, this Order shall be in effect for five additional days, unless further extended;
- (4) all provisions of the Town of Grand Island Code which would restrict or require review and/or approval for outdoor dining, including but not limited to, Section 407-162, are hereby suspended to allow the following: Existing restaurants that had been operating immediately prior to the Governor's NY Pause orders may utilize outdoor seating in connection with their operations provided, however, that the Code Enforcement Officer reviews, for safety, the specific location proposed for outdoor dining and grants approval (which may only be withheld if there is a customer safety concern), and applicable state guidance is followed regarding social distancing (use of masks, tables located 6 feet away from each other, etc.). This suspension is temporary and is in response to the pandemic. No use of land pursuant to this order shall create any vested right to continue any operations upon expiration or rescission of this order.
- (5) all local laws requiring publication of notices for public hearings in the paper more than 5 days in advance of the hearing, including Town Code § 407-189(D), shall be reduced to 5 days; and
- (6) Pursuant to Governor Cuomo's directive, the Town of Grand Island has determined that public and private pools may open, provided, however, that guidance from the New York State Department of Health, issued on June 11, 2020 and as may be amended or supplemented, is followed;

**IN ADDITION**, a copy of this Proclamation and the emergency orders herein shall be posted on the Town of Grand Island website, distributed to the media, and published in the official newspaper of the Town of Grand Island; and

**FURTHER**, additional emergency orders may be issued in light of further developments in responding to this disaster, pursuant to Section 24, Article 2-B of the Executive Law.

**GIVEN**, this 24th day of January, 2021.

By:  \_\_\_\_\_  
John C. Whitney, P.E., Town Supervisor