

**ORDINANCE TO AMEND
THE CODE OF ORDINANCES**

**TOWN OF ROLESVILLE, NORTH CAROLINA
Case Number TA-20-02**

WHEREAS, the North Carolina Emergency Management Act authorizes the Town of Rolesville Board of Commissioners to take broad action in response to any occurrence or imminent threat of widespread or severe damage, injury, or loss of life or property resulting from any natural or man-made accidental, military, paramilitary, terrorism, weather-related, public health, explosion-related, riot-related cause, or technological failure or accident, including, but not limited to, a cyber-incident, an explosion, a transportation accident, a radiological accident, or a chemical or other hazardous material incident.

WHEREAS, the Town of Rolesville Board of Commissioners has determined it is in the public interest to adopt certain ordinance provisions to ensure the Town's effective and expeditious response to any local emergency by providing for the delegation of Board authority in the event that a state of emergency is declared in the Town of Rolesville.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN OF ROLESVILLE BOARD OF COMMISSIONERS:

SECTION 1. Title IX GENERAL REGULATIONS

- Addition.
- Deletion.
- Alteration (additions are *italicized* and deletions are ~~struckthrough~~)

Text:

Chapter 94. EMERGENCY POWERS AND DUTIES.

§§ 94.01-94.02 -- *RESERVED*

§ 94.03 – Delegation of Emergency Authority.

(A) Upon a declaration by the Board of a local state of emergency, the Board may delegate to the Mayor some or all of the Board's authority to impose prohibitions and restrictions and otherwise respond to states of emergency as set forth in Article 1A of Chapter 166A of the North Carolina General Statutes.

(B) Unless otherwise expressly limited by the Board, following a delegation pursuant to § 94.03(A), the Mayor's authority shall include the power to terminate the state of emergency following the

Mayor's determination that the Town no longer faces the emergency declared by the Board.

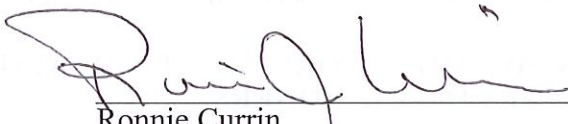
(C) No delegation of authority pursuant to this Section shall be interpreted as restricting the Board from revoking or otherwise modifying any prior delegation of its authority.

Statutory references:

Municipal or county declaration of state of emergency. See N.C. Gen. Stat. § 166A-19.22; Power of municipalities and counties to enact ordinances to deal with states of emergency. See N.C. Gen. Stat. § 166A-19.31.

SECTION 2. This amendment shall become effective upon adoption.

Adopted this 17th day of March 2020 by the Town of Rolesville Board of Commissioners.

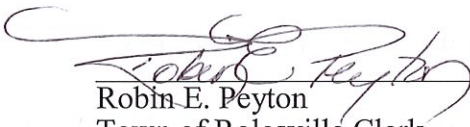


Ronnie Currin
Town of Rolesville Mayor

CERTIFICATION

I, Robin E. Peyton, Town Clerk for the Town of Rolesville, North Carolina, do hereby certify the foregoing to be a true copy of an ordinance duly adopted at the meeting of the Town Board of Commissioners held on this 17th day of March 2020.

In witness whereof, I have hereunto set my hand and caused the seal of the town of Rolesville to be affixed this 17th day of March 2020.



Robin E. Peyton
Town of Rolesville Clerk

