

STATE OF NORTH CAROLINA
COUNTY OF BUNCOMBE

SUPERSEDING DECLARATION OF
LOCAL STATE OF EMERGENCY

June 25, 2020

EXTENSION OF PHASE 2: EASING OF CERTAIN COVID-19 RESTRICTIONS

WHEREAS, beginning in December 2019, a novel coronavirus, now designated SARS-CoV2 which causes the disease COVID-19, has spread through the world and has now been declared a global pandemic by the World Health Organization;

WHEREAS, in responding to the COVID-19 pandemic the Governor of North Carolina declared a State of Emergency on March 10, 2020 and a number of additional Executive Orders have been issued by the Governor for the purposes of protecting the health, safety, and welfare of the people of North Carolina;

WHEREAS, a local State of Emergency was declared by Buncombe County Commissioners on March 12, 2020, and supplemental and superseding local declarations have been issued to limit local public gatherings and the operations of specified businesses;

WHEREAS, on May 20, 2020 the Governor issued Executive Order 141 ("EO141") to further ease certain COVID-19 restrictions effective Friday, May 22, 2020 at 5:00 p.m.;

WHEREAS, this Phase 2 "moves North Carolina into a Safer At Home 'Phase 2' of easing certain COVID-19 restrictions to help revive the economy while protecting public health" as Governor Cooper said; and

WHEREAS, on June 24, 2020 the Governor determined that it was in order to extend Phase 2 for an additional three (3) weeks and issued Executive Order 147 ("EO147") which included new measures to save lives in the COVID-19 pandemic effective Friday, June 26, 2020 at 5:00 p.m.;

WHEREAS, based on data trends in Buncombe County COVID-19 cases and their associated burdens and this Board finds it in the best interest of the citizens and residents of Buncombe County to align with EO147.

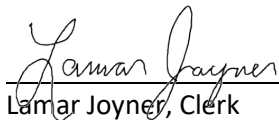
NOW THEREFORE, pursuant to the authority contained in Chapter 21, Buncombe County Code of Ordinances and Article 1A of the N.C. Gen. Stat. Chapter 166A, the Board of Commissioners, do hereby declare and order the following:

1. The Buncombe County Stay Safe – Stay Smart Superseding Declaration that went into effect on Friday, May 22, 2020 at 5:00 p.m. will continue, as written, through 5:00 p.m. on Friday, June 26, 2020, except as otherwise set forth.
2. Buncombe County hereby adopts EO147 as well as the "Frequently Asked Questions for Executive Order No. 147" document dated June 24, 2020 issued by Governor Cooper's office effective at 5:00 p.m. on Friday, June 26, 2020. A copy of EO147 is attached hereto marked Attachment "A."

A copy of the Frequently Asked Questions for Executive Order No. 147 is attached hereto marked Attachment "B." Attachments "A" and "B" are incorporated herein by reference is fully set forth.

3. Buncombe County rescinds its local restrictions pertaining to Leisure Travel Lodging and Booking effective Wednesday, June 24, 2020 at 7:30 p.m.
4. Consistent with the Governor's Face Coverings request set forth in EO147, Section 3.5., B., 5., County employees are required to wear Face Coverings when they are or may be within six (6) feet of another person on Buncombe County property. In addition, County employees must have all customers wear Face Coverings when they are inside County buildings and may be within six (6) feet of another person, unless the customer states that an exception applies.
5. The provisions of the March 12, 2020 Declaration of State of Emergency remain in effect.
6. By and with the consent of the mayors of the following named municipalities within Buncombe County, this Extension of Phase 2: Easing of Certain COVID-19 Restrictions applies within the municipal limits of the City of Asheville, the Town of Black Mountain, the Town of Woodfin, the Town of Montreat, and the Town of Biltmore Forest.
7. If any subsection, sentence, clause, phrase, or word of this Order or any application of it to any person, structure, gathering, or circumstance is held to be invalid or unconstitutional by a decision of a court of competent jurisdiction, then such decision will not affect the validity of the remaining portions or applications of this Order.
8. This order shall go into effect at 5:00 p.m. on Friday, June 26, 2020 and shall remain in effect until 5:00 p.m. on Friday, July 17, 2020 unless otherwise repealed, replaced, or rescinded.

ATTEST:


Lamar Joyner, Clerk

BOARD OF COMMISSIONERS FOR THE
COUNTY OF BUNCOMBE

By: 
Brownie Newman, Chairman