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WHEREAS, N.C.G.S. Chapter 166A, formally titled the North Carolina Emergency Management Act, authorizes a municipality to take action in prevention of, preparation for, response to, and recovery from natural or man-made disasters and to reduce the vulnerability of its people and property to damage, injury, and loss of life and property; and

WHEREAS, in accordance with Kitty Hawk Town Code Chapter 10--Emergency Management, a State of Emergency was declared to exist in Kitty Hawk on March 16, 2020 at 12:00 noon by Mayor Gary Perry, near simultaneous with the Governor's enactment of a state of emergency declaration at the State level; and,

WHEREAS, in accordance with Kitty Hawk Town Code Chapter 10--Emergency Management, certain restrictions and prohibitions were placed on restaurant business establishments within the Town of Kitty Hawk on May 19, 2020 by Mayor Gary Perry; and

WHEREAS, health authorities, including the Center for Disease Control, the Surgeon General of the United States, the North Carolina Department of Health and Human Services and the Dare County Health Director have recommend the use of face coverings as a means of preventing the spread of COVID-19; and

WHEREAS, voluntary compliance with face covering recommendations has not been effective within the Town of Kitty Hawk;

NOW, THEREFORE, pursuant to the authority vested in me as the Mayor of the Town of Kitty Hawk pursuant to Article IA of Chapter 166A of the North Carolina General Statutes and Kitty Hawk Town Code Chapter 10--Emergency Management, the previously imposed restrictions and prohibitions are hereby modified within the corporate limits of the Town of Kitty Hawk:

Section 1: Effective at 9:00 a.m. Sunday June, 21, 2020, the Town of Kitty Hawk Emergency Declaration for COVID-19 is amended as follows:

- a. In addition to the restrictions, prohibitions, conditions, and of the Governor's Executive Orders as from time to time amended, while indoors, all customers, employees, and other users of restaurants, grocery and retail stores and all persons in any other indoor or outdoor setting in which people cannot maintain the physical distance required or recommended, shall wear a face covering which covers the nose and the mouth, except:
 - i. While dining in a restaurant

- ii. For reasons related to any individuals medical condition, behavioral condition, disability or religious beliefs
- iii. In private separate offices,
- iv. Children under the age of 12 years
- v. Household family members
- vi. When complying with directions of law enforcement officers
- vii. In settings where it is not practical of feasible to wear face coverings when rendering or obtaining goods or services
- viii. In areas of retail establishments, businesses and restaurants that are not open to the public and recommended distancing is maintained.

Section 2: All individuals and businesses in the corporate limits of the Town of Kitty Hawk shall also adhere to the provisions of all statewide Executive Orders until modified, extended or rescinded.

Pursuant to N.C.G.S. 166A-19.31, a violation of any of the restrictions and prohibitions imposed under this declaration is punishable as a Class 2 misdemeanor in accordance with G.S. 14-288.20A.

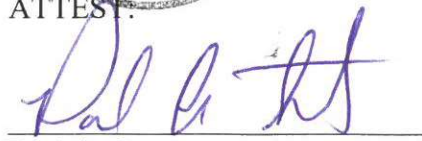
I hereby order this declaration: (a) to be distributed to the news media and other organizations calculated to bring its contents to the attention of the general public; (b) to be filed with Clerk to the Kitty Hawk Town Council and (c) to be distributed to others as necessary to ensure proper implementation of this declaration.

This declaration is entered this the 19th day of June 2020 and shall remain in effect until modified, extended or rescinded.

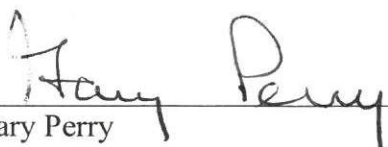
This 19th day of June 2020.



ATTEST:



Paul A. Stewart
Town Manager



Gary Perry
Mayor
Town of Kitty Hawk