

BEFORE THE CITY OF CANNON BEACH

FOR THE PURPOSE OF EVACUATING VISITORS) RESOLUTION NO. 20-11

WHEREAS, Governor Kate Brown, on March 8, 2020, declared a state of emergency due to the COVID-19 virus, finding that COVID-19 has created a threat to public health and safety, and constitutes a statewide emergency under ORS 401.025(1); and

WHEREAS, the World Health Organization, on March 11, 2020, declared COVID-19 to be a pandemic that causes respiratory distress with the potential to cause serious illness and loss of life; and

WHEREAS, on March 16, 2020, the Cannon Beach City Council declared a local state of emergency pursuant to ORS 401.309(1); and

WHEREAS, according the Center for Disease Control, COVID-19 is spread mainly from person-to-person (a) between people who are in close contact with one another (within about 6 feet) and (b) through respiratory droplets produced when an infected person coughs or sneezes. These droplets can land in the mouths or noses of people who are nearby or possibly be inhaled into the lungs. As a result, the federal and state governments have taken measure to encourage and/or order individuals to maintain social distancing; and

WHEREAS, from March 16, 2020 through March 22, 2020 the City of Cannon Beach experienced a heavy influx of visitors from outside the City; and

WHEREAS, visitors congregated throughout the City without following social distancing guidelines issued by state and federal health authorities and caused a depletion of critical resources such as food and supplies at local vendors; and

WHEREAS, many of the local residents of Cannon Beach are retired and therefore the City's population skews older than the general population. As a result, the local population is more vulnerable to the deadly effects of COVID-19; and

WHEREAS, the northern Oregon coast has limited medical resources, which further endangers the local population when there are large influxes of visitors during times of declared emergencies; and

WHEREAS, the Cannon Beach City Council believes an ongoing influx of visitors to the City poses a serious risk to the health and welfare of the local populations during the COVID-19 crisis; and

WHEREAS, ORS 401.309(2) provides that a city may carry out any activity to minimize the impact of emergency conditions during a declared emergency; and

WHEREAS, ORS 401.309(4) provides that a city may authorize officials to order an evacuation of residents or other individuals after a state of emergency is declared when necessary for public safety or when necessary to mitigate the effects of the emergency.

NOW THEREFORE, the Cannon Beach City Council, resolves as follows:

Section 1: All visitors within the City's jurisdiction are ordered to evacuate within twenty-four (24) hours of the effective date of this Resolution and remain evacuated while this Resolution is in effect. A visitor is defined as any individual who is spending time in the City for pleasure, recreation or non-business reasons and is not a resident, property owner or business owner.

Section 2: Although not an exclusive list, this evacuation order does not apply to the following individuals:

- a. Local residents and property owners;
- b. Invitees of local residents and property owners;
- c. Local business owners;
- d. Employees of local business owners;
- e. Vendors, agents and service providers of local residents, property owners, and businesses;
- f. Mail and delivery facilities and drivers such as USPS, UPS and FedEx;
- g. Individuals traveling through the streets and highways within the jurisdictional boundaries of the City who do not stop;
- h. Essential workers, including but not limited to doctors, nurses and other health care workers, US Coast Guard members, delivery drivers and other persons providing essential services to the City; and
- i. County residents traveling to the City of Cannon Beach to obtain essential services such as food and gas.

Section 3. Except as excepted in Section 4, Hotels (meaning all facilities covered by Cannon Beach Municipal Code chapter 3.12.) are prohibited from operating while the City's emergency declaration is in effect.

Section 4. Notwithstanding Section 3 of this Resolution, all Hotels within the city limits of Cannon Beach are permitted to provide services to only the following persons while the City's emergency declaration is in effect:

- a. Residents registered for longer than 30-days;
- b. Employees of a facility provided lodging at no cost as a requirement of their employment;
- c. Essential workers, including but not limited to doctors, nurses and other health care workers, US Coast Guard members, delivery drivers, utility crews, bar pilots, river pilots and other persons providing essential services to the City.

Section 5. Property owners and managers of Cannon Beach Hotels shall take all reasonable steps to terminate the occupancy of any transients not exempted by Section 4 of this Resolution no later than 11:59 pm on Monday March 23, 2020.

Section 6: This declaration is effective immediately and shall remain in effect until at least April 6, 2020, but may be extended as necessary. The restriction on Hotels in Section 4 remains in effect for the duration of the emergency declaration.

Dated and effective this 22nd day of March, 2020.

PASSED by the Common Council of the City of Cannon Beach this 22nd day of March, 2020, by the following vote:

YEAS: Councilors Benefield, McCarthy, Ogilvie, Risley and Mayor Steidel
NAYS: None
EXCUSED: None



Sam Steidel, Mayor

ATTEST: 

Bruce St. Denis, City Manager