



FIRST AMENDMENT TO
CITY OF FREDERICKSBURG EMERGENCY ORDER #1
IN RESPONSE TO COVID-19

Amended March 20, 2020

On March 17, 2020, Fredericksburg City Manager and Director of Emergency Management Timothy J. Baroody, after consultation with state and local agencies including the Virginia Department of Emergency Management and Rappahannock District Health Department, and in accordance with recommendations from the Centers for Disease Control and Prevention and Mary Washington Healthcare, issued Emergency Order #1 to protect the public health and mitigate the spread of COVID-19 by limiting gatherings in restaurants and other venues within the City.

Later that day, the Governor of the Commonwealth, Ralph S. Northam, and State Health Commissioner M. Norman Oliver issued a similar order declaring a statewide public health emergency and restricting the number of patrons in certain venues throughout the Commonwealth (the “State Order”).

In order to provide uniform law enforcement and clarity for the general public, and to further the stated purpose of the Commonwealth of Virginia Emergency Services and Disaster Law of 2000 to coordinate all emergency service functions of the Commonwealth to the maximum extent possible, City Emergency Order #1 should be amended to clarify inconsistent language and incorporate more restrictive state law requirements.

Therefore, by virtue of the authority vested in Fredericksburg City Manager and Director of Emergency Management Timothy J. Baroody pursuant to Fredericksburg City Charter Section 22(G), Virginia Code §44-146.21, Fredericksburg City Code §26-32 *et seq.*, and the Declaration of Local Emergency for the City of Fredericksburg dated March 16, 2020, **it is hereby ordered that Emergency Order #1 is amended to delete the language shown in strikethrough and add the language shown as underlined as follows:**

The following emergency regulations and orders shall be effective as of 5:00 p.m. on ~~March 17 2020~~ March 18, 2020, to preserve life and protect health in the City of Fredericksburg. The following emergency regulations have the power of law and shall remain in effect until ~~11:59 p.m. on Tuesday, March 31, 2020~~ amended or rescinded, and shall supersede all conflicting laws during the existence of this emergency, with the exception of more restrictive rules or regulations issued by order of the Governor of the Commonwealth.

1. Dine-in service at all restaurants, coffee shops, cafeterias, cafés, and other eating establishments serving food or beverages within the City of Fredericksburg, including all indoor and outdoor spaces, shall be limited to occupancy of no more than 10 ~~persons~~ patrons total. All parties must be seated and separated at a distance of at least 6 feet apart from other patrons in accordance with social distancing recommendations of the Centers for Disease Control and Prevention. This order does not forbid otherwise lawful drive-through, take-out or delivery services. A copy of this order or a sign conveying the closure information shall be conspicuously posted by the owner, operator, manager, or other person having control of an establishment subject to this order. This regulation does not apply to grocery stores, pharmacies, or hospitals.
2. All fitness centers and theaters within the City of Fredericksburg shall reduce their capacity to 10 patrons.
3. All indoor social, community, recreational, concerts, conferences, and sporting events and other gatherings of 10 people or more are prohibited at all locations and venues, including but not limited to expos, conventions, auditoriums, ~~theaters~~, large conference rooms, meeting halls, and event spaces. For the purpose of this provision, “gathering” shall mean a group of people assembled together for a common purpose or event. Gatherings shall not include religious meetings, but voluntary social distancing practices are strongly encouraged.

The Fredericksburg Police Department and Fire Marshal are responsible for enforcing this order. Under City Code §26-34, it is unlawful to refuse or neglect to obey any rules and regulations as proclaimed by the director of emergency management. Violations of any provision of this order shall constitute a Class 3 misdemeanor.

CITY OF FREDERICKSBURG

By: *Timothy Baroody*
Timothy J. Baroody, City Manager

COMMONWEALTH OF VIRGINIA
CITY OF FREDERICKSBURG, to-wit:

I, BRENDA T. MARTIN, a notary public for the city or county aforesaid, in the Commonwealth of Virginia, do certify that Timothy J. Baroody, whose name is signed to the writing above bearing date on the ___ day of MARCH 20, 2020, has acknowledged the same before me in my county or city aforesaid.

Given under my hand this 20 day of MARCH, 2020.

My commission expires: JULY 31, 2021

Notary registration no.: 308347

Brenda T. Martin
Notary Public



James J. [unclear]

WILLIAM T. HARRIS

MARSHALL ISLANDS

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MARSHALL ISLANDS

JULY 31, 1951

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Records of [unclear]

