



DECLARATION OF LOCAL STATE OF EMERGENCY

AND

EXECUTIVE ORDER

BY

MAYOR LEE HARRIS

MARCH 20, 2020

EXECUTIVE ORDER REQUIRING THE IMMEDIATE CLOSURE FOR ON-SITE PATRONAGE OF PARTICULAR BUSINESS LOCATIONS IN UNINCORPORATED SHELBY COUNTY, TENNESSEE

WHEREAS, the Coronavirus Disease (COVID-19) is a respiratory disease caused by the SARS-coV-2 virus that can result in mild or severe symptoms, including fever, cough, and shortness of breath, and can lead to serious illness or death, particularly in the case of older adults and persons with serious chronic medical conditions; and

WHEREAS, COVID-19 is frequently spread through close contact between persons and respiratory transmissions; and

WHEREAS, on January 21, 2020, following the guidance of Centers for Disease Control and Prevention ("CDC"), the Tennessee Department of Health designated COVID-19 as a reportable disease in Tennessee; and

WHEREAS, on March 11, 2020, the World Health Organization declared the COVID-19 outbreak a global pandemic; and

WHEREAS, on March 12, 2020, the Governor for the State of Tennessee issued an Executive Order to facilitate the treatment and containment of COVID-19, pursuant to Tennessee Code Annotated § 58-2-107(e)(1); and

WHEREAS, on March 13, 2020, the President of the United States declared a national state of emergency in response to the COVID-19 pandemic; and

WHEREAS, on March 19, 2020, I declared a state of emergency for Shelby County, Tennessee, pursuant to Tennessee Code Annotated § 58-2-101 et seq. in response to the COVID-19 pandemic; and

WHEREAS, after declaration of a state of emergency, I, as Mayor of Shelby County, in the interest of the public health, safety and welfare, may make all orders necessary for the protection of life and property, including but not limited to, the closure of certain establishments; and

WHEREAS, as of March 20, 2020, the CDC reports there are 154 confirmed cases of COVID-19 in the state of Tennessee; and

WHEREAS, as of March 20, 2020, the Shelby County Health Department reports there are thirty (30) confirmed cases of COVID-19 in Shelby County and has further reported, for the first time, that community transmission may be occurring; and

WHEREAS, COVID-19 presents a severe danger to public health.



NOW, THEREFORE, I, LEE HARRIS, MAYOR OF SHELBY COUNTY, TENNESSEE, Pursuant to my Declaration dated March 19, 2020, and by virtue of the power vested in me, do hereby proclaim that a public health emergency exists in the Shelby County, Tennessee, and direct and order the following:

1. The following establishments in unincorporated Shelby County, Tennessee are closed for on-site consumption by members of the public, effective at 6:00 a.m. on March 22, 2020:
 - a. Restaurants, food courts, cafes, coffeehouses, and other establishments whose primary business is offering food or beverage for on-premises consumption; and
 - b. Bars, taverns, brew pubs, breweries, microbreweries, distilleries, and other establishments whose primary business is offering alcoholic beverages for on-premises consumption.
2. Nothing in this Order shall prevent establishments subject to this Order from providing food and beverage delivery services, window service, walk-up service, drive-through service, or drive-up service, and to use precautions in doing so to mitigate the potential transmission of COVID-19, including social distancing. In offering food or beverage, an establishment subject to this Order may permit up to ten members of the public at one time in the establishment for the purpose of picking up food or beverage orders, so long as those individuals are at least six feet apart from one another while on premises.
3. This Order does not prohibit an employee, contractor, vendor, or supplier of subject establishments from entering, exiting, using, or occupying that establishment in their professional capacity.
4. The restrictions imposed by this Order do not apply to any of the following:
 - a. Grocery stores, pharmacies, convenience stores, gas stations, retail stores and charitable food distribution sites to the extent they sell or distribute prepared food. However, on-site consumption of food or beverage within these facilities is prohibited.
 - b. Health care facilities, residential care facilities, crisis shelters or similar facilities.
5. All gyms and exercise and fitness facilities within unincorporated Shelby County are to close effective at 6:00 a.m. on March 22, 2020.
6. The Shelby County Sheriff's Office is authorized to monitor noncompliance with this Order and report to the county health officer for purposes of obtaining enforcement orders from an appropriate court or tribunal.
7. Pursuant to Tennessee Supreme Court Order No. ADM2020-00428, the Shelby County Attorney's Office, in conjunction with and on behalf of the county health officer, is authorized to seek injunctive relief against any entity in violation of this Order.

FURTHERMORE, The duration of this state of emergency will commence at 6:00 a.m., March 22, 2020, and continue until rescinded but shall be limited to seven (7) days unless it is necessary to extend it by Executive Order for additional seven (7) day increments as permitted by law.

IN WITNESS WHEREOF, By authority vested in me, I have here unto set my hand and signed this Executive Order this 20th day of March, 2020.

Lee Harris
Mayor of Shelby County