



EMERGENCY MEETING OF CHARLESTON CITY COUNCIL

3:30 P.M., AUGUST 29, 2023

2 George Street, First Floor Public Meeting Room

and

Conference Call: 1-929-205-6099

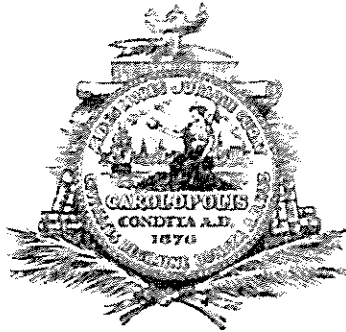
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https://www.youtube.com/channel/UCxDws_o-1voXBNOAZ17qZxw

1. Call to Order
2. Roll Call
3. Invocation
4. Briefing on Hurricane Idalia
5. **EXECUTIVE ORDER – GENERAL STATE OF EMERGENCY**
6. **EMERGENCY ORDINANCE IN FURTHERANCE OF PUBLIC SAFETY AND WELFARE TO AUTHORIZE THE MAYOR TO EXECUTE AN EXECUTIVE ORDER, WHEN NECESSARY, DECLARING THAT A CURFEW BE INSTITUTED IN THE CITY OF CHARLESTON DUE TO THE IMPACTS CAUSED BY HURRICANE IDALIA.**
7. **EMERGENCY ORDINANCE TO ESTABLISH IN FURTHERANCE OF PUBLIC SAFETY AND WELFARE AN EMERGENCY ORDINANCE PROHIBITING VEHICULAR TRAFFIC FROM UTILIZING CERTAIN STREETS IN THE CITY OF CHARLESTON DETERMINED BY THE CHIEF OF POLICE OR HIS DESIGNEE TO BE UNSAFE AS A RESULT OF CONDITIONS CAUSED BY HURRICANE IDALIA.**

8. EMERGENCY ORDINANCE TO ESTABLISH IN FURTHERANCE OF PUBLIC SAFETY AND WELFARE AN EMERGENCY ORDINANCE PROHIBITING VEHICULAR AND PEDESTRIAN TRAFFIC FROM ENTERING A DESIGNATED AREA OF THE CITY OF CHARLESTON AS DETERMINED BY THE MAYOR, EXCEPT IN THE CASE OF A PERSONAL EMERGENCY.

9. Adjourn



CITY OF CHARLESTON, SOUTH CAROLINA
EXECUTIVE ORDER

WHEREAS, it is predicted that the City of Charleston will be hit or impacted by Hurricane Idalia which could result in significant wind and rain causing the potential of flooding and damage to property, both residential and commercial; and

WHEREAS, as a result of the hurricane, services to City residents, utility and otherwise, will most likely be disrupted; and

WHEREAS, as a result of the hurricane, the streets of the City will potentially be flooded or littered with debris which could make many impassable and dangerous to the traveler, both vehicular and pedestrian; and

WHEREAS, in order to protect, preserve and promote the general health, safety and welfare and the peace and order of the community, a state of emergency is hereby declared in the City of Charleston as to allow for local needs of City residents and visitors to be addressed.

NOW, THEREFORE, I, John J. Tecklenburg, Mayor and Chief Executive Officer of the City of Charleston, South Carolina, on this 29^h day of August, 2023, and in furtherance of the public health, safety and welfare, do hereby declare a state of emergency to exist in the City of Charleston.

By: _____
John Tecklenburg
Mayor, City of Charleston

ATTEST: _____
Jennifer Cook
Clerk of Council



EMERGENCY ORDINANCE

IN FURTHERANCE OF PUBLIC SAFETY AND WELFARE TO AUTHORIZE THE MAYOR TO EXECUTE AN EXECUTIVE ORDER, WHEN NECESSARY, DECLARING THAT A CURFEW BE INSTITUTED IN THE CITY OF CHARLESTON DUE TO THE IMPACTS CAUSED BY HURRICANE IDALIA.

BE IT ORDAINED BY THE MAYOR AND COUNCILMEMBERS OF CHARLESTON, IN CITY COUNCIL ASSEMBLED:

Section 1: Findings: Hurricane Idalia, a significant storm near Florida is forecast to track at or near the South Carolina coast, posing the potential for tropical storm or hurricane force winds, torrential rains and flooding and attendant property damage. The effects of Hurricane Idalia on the City may be significant to include a disruption in utility services, wind-blown debris and downed trees along thoroughfares and flooded and otherwise impassable streets. These conditions pose a clear and present danger to the health and wellbeing of the citizens of Charleston and inhibit, if not render impossible, an effective response by the fire, police or other public safety providers. The safety of the citizens of Charleston, to include those visiting, is of paramount importance and in furtherance thereof, City Council deems it necessary and proper for the security and general welfare of the citizenry and for the preservation of peace and order within the City during this time of emergency that reasonable measures be imposed to protect the lives and property of citizens and visitors being impacted by the emergency. To affect this purpose, the City Council of Charleston, in accordance with the authority devolved upon it pursuant to S. C. Cons. Art. VIII, §17 and S. C. Ann. §§ 5-7-30 and 5-7- 250 (d) (1976, as amended) does hereby enact this emergency ordinance authorizing the Mayor to execute an Executive Order, when necessary, declaring that a curfew be instituted in the City of Charleston due to conditions caused by Hurricane Idalia.

Section 2: The Mayor, in consultation with the Chief of Police and such other safety personnel as he may deem appropriate, is authorized to execute an Executive Order in the form attached hereto, when necessary, declaring that a curfew be instituted in the City due to conditions caused by Hurricane Idalia.

Section 3: This ordinance shall become effective immediately, and shall expire sixty (60) days after the date hereof or upon the termination of the state of emergency as declared by the Mayor, whichever is earlier.

Ratified in City Council this _____ day of
_____ in the Year of Our Lord,
2023, and in the 2____th Year of the Independence
of the United States of America.

By: _____
John J. Tecklenburg
Mayor, City of Charleston

ATTEST: _____
Jennifer Cook
Clerk of Council



EMERGENCY ORDINANCE

TO ESTABLISH IN FURTHERANCE OF PUBLIC SAFETY AND WELFARE AN EMERGENCY ORDINANCE PROHIBITING VEHICULAR TRAFFIC FROM UTILIZING CERTAIN STREETS IN THE CITY OF CHARLESTON DETERMINED BY THE CHIEF OF POLICE OR HIS DESIGNEE TO BE UNSAFE AS A RESULT OF CONDITIONS CAUSED BY HURRICANE IDALIA.

BE IT ORDAINED BY THE MAYOR AND COUNCILMEMBERS OF CHARLESTON, IN CITY COUNCIL ASSEMBLED:

Section 1: Findings: Hurricane Idalia, a significant storm near Florida is forecast to track at or near the South Carolina coast, posing the potential for tropical storm or hurricane force winds, torrential rains and flooding and attendant property damage. The effects of Hurricane Idalia on the City may be significant to include a disruption in utility services, wind-blown debris and downed trees along thoroughfares and flooded and otherwise impassable streets. These conditions pose a clear and present danger to the health and wellbeing of the citizens of Charleston and inhibit, if not render impossible, an effective response by the fire, police or other public safety providers. The safety of the citizens of Charleston, to include those visiting, is of paramount importance and in furtherance thereof, City Council deems it necessary and proper for the security and general welfare of the citizenry and for the preservation of peace and order within the City during this time of emergency that reasonable measures be imposed to restrict access on those streets and rights-of-way rendered dangerous or impassable because of conditions caused by the Hurricane, as determined by the Chief of Police or his designees. To affect this purpose, the City Council of Charleston, in accordance with the authority devolved upon it pursuant to S. C Cons. Art. VIII, §17 and S. C. Ann. §§ 5-7-30 and 5-7- 250 (d) (1976, as amended) does hereby enact this emergency ordinance.

Section 2: The Chief of Police or his designees are hereby authorized to determine which streets and public rights-of-way located within the municipal limits of the City of Charleston are a danger to vehicular travel due to flooding, the presence of debris or other conditions caused by Hurricane Idalia, and upon such determination, are authorized to close such streets to the general public for vehicular travel until such time as the dangerous conditions have been remediated.

Section 3: On any street or right-of-way closed per Section 2 hereof, and until such time as the street or right-of-way is reopened, it is unlawful for a person to:

- (1) Go upon any road, street, highway, or other public right-of-way that has been ordered closed pursuant to this ordinance; or,
- (2) Willfully fail or refuse to comply with any lawful order or direction of any law enforcement officer.

Section 4: This ordinance shall become effective immediately, and shall expire sixty (60) days after the date hereof or upon the termination of the state of emergency as declared by the Mayor, whichever is earlier.

Ratified in City Council this _____ day of
_____ in the Year of Our Lord,
2023, and in the 2____th Year of the Independence
of the United States of America.

By: _____
John J. Tecklenburg
Mayor, City of Charleston

ATTEST: _____
Jennifer Cook
Clerk of Council



EMERGENCY ORDINANCE

TO ESTABLISH IN FURTHERANCE OF PUBLIC SAFETY AND WELFARE AN EMERGENCY ORDINANCE PROHIBITING VEHICULAR AND PEDESTRIAN TRAFFIC FROM ENTERING A DESIGNATED AREA OF THE CITY OF CHARLESTON AS DETERMINED BY THE MAYOR, EXCEPT IN THE CASE OF A PERSONAL EMERGENCY.

BE IT ORDAINED BY THE MAYOR AND COUNCILMEMBERS OF CHARLESTON, IN CITY COUNCIL ASSEMBLED:

Section 1: Findings: Hurricane Idalia, a significant storm in the Atlantic Ocean that is forecast to track at or near the South Carolina coast, posing the potential for tropical storm or hurricane force winds, torrential rains and flooding and attendant property damage. The effects of Hurricane Idalia on the City may be significant to include a disruption in utility services, wind-blown debris and downed trees along thoroughfares and flooded and otherwise impassable streets. These conditions pose a clear and present danger to the health and wellbeing of the citizens of Charleston and inhibit, if not render impossible, an effective response by the fire, police or other public safety providers. The safety of the citizens of Charleston, to include those visiting, is of paramount importance and in furtherance thereof, City Council deems it necessary and proper for the security and general welfare of the citizenry and for the preservation of peace and order within the City during this time of emergency that reasonable measures be imposed to restrict access in and out of designated areas of the City until such time as the dangers posed by the Hurricane have subsided. To affect these purposes, the City Council of Charleston, in accordance with the authority devolved upon it pursuant to S. C. Cons. Art. VIII, §17 and S. C. Ann. §§ 5-7-30 and 5-7- 250 (d) (1976, as amended) does hereby enact this emergency ordinance.

Section 2: The Mayor is hereby authorized, in consultation with the Chief of Police and such other safety personnel as he may deem appropriate, to restrict access, both pedestrian and vehicular, to a designated area of the City to only those living in the designated area, being housed in a place of accommodations in the designated area, or providing public safety or emergency

operations support until such time the Mayor, in consultation with the Chief of Police, determines that safe passage in, out and around the designated area is safe. Nothing herein shall be construed to limit access into, out of or through the area in the event of a personal emergency.

Section 3: Except as provided in Section 2, it shall be unlawful for any person to enter the designated area of the City until such time as the restriction on access has been lifted as provided for in Section 2, and it shall be unlawful for a person to willfully fail or refuse to comply with any lawful order or direction of any law enforcement officer pertaining to the restriction on access.

Section 4: This ordinance shall become effective immediately, and shall expire sixty (60) days after the date hereof or upon the termination of the state of emergency as declared by the Mayor, whichever is earlier.

Ratified in City Council this ____ day of _____ in the Year of Our Lord, 2023, and in the 2____th Year of the Independence of the United States of America.

By: _____
John J. Tecklenburg
Mayor, City of Charleston

ATTEST: _____
Jennifer Cook
Clerk of Council