

PROCLAMATION OF A LOCAL EMERGENCY BY THE CITY MANAGER/DIRECTOR OF EMERGENCY SERVICES OF THE CITY OF BEVERLY HILLS

WHEREAS, Government Code § 8630 and Section 2-4-107 of the Municipal Code of the City of Beverly Hills empowers the City Manager/Director of Emergency Services to proclaim the existence of a local emergency as defined by Government Code § 8558, subdivision (c) when the City Council is not in session; and

WHEREAS, the City Manager/Director of Emergency Services of the City of Beverly Hills does hereby find that an extreme threat to public health and safety now exists in the City of Beverly Hills due to the violence surrounding the protests concerning the tragic death of George Floyd; and

WHEREAS, the City Council of the Beverly Hills is not in session and cannot immediately be called in session;

NOW THEREFORE, THE CITY MANAGER/DIRECTOR OF EMERGENCY SERVICES DECLARES AND PROCLAIMS THAT conditions of extreme peril to the safety of persons and property have arisen throughout the City of Beverly Hills and a local emergency now exists in the City of Beverly Hills; and

IT IS FURTHER PROCLAIMED AND ORDERED THAT during the existence of this local emergency the powers, functions, and duties of the emergency organization of Beverly Hills shall be those prescribed by state law, by ordinances, resolutions and approved emergency plans of the City of Beverly Hills. The City Council shall take action to ratify this proclamation within seven days, or the local emergency shall not remain in effect.

Dated: *5-30-2020*

By:  _____

City Manager/Director of Emergency Services

City of Beverly Hills

**PROCLAMATION OF CIVIL EMERGENCY ORDER NUMBER 1 (CURFEW) BY
DIRECTOR OF EMERGENCY SERVICES**

WHEREAS, on May 30, 2020 at 4:45 p.m., the Director of Emergency Services proclaimed the existence of a local emergency when the City of Beverly Hills was potentially subject to violent protests concerning the tragic death of George Floyd; and

WHEREAS, the proclamation of a "local emergency" empowers the Director of Emergency Services to make and issue rules and regulations on matters reasonably related to the protection of life and property as affected by such local emergency pursuant to Section 8634 of the Government Code; and

WHEREAS, under conditions of the disaster, it is deemed necessary in the interest of public safety to restrict the use of certain public areas of the City; and

WHEREAS, life and property is deemed to be in peril and speed is of the essence.

WHEREAS, the Chief of Police determined that the safety of the public, and public and private property, required the imposition of the curfew; and

WHEREAS, it is imminently necessary to use extraordinary measures to protect the public peace, safety, and welfare;

Now therefore:

1. A curfew is hereby imposed in the City of Beverly Hills.
2. No persons shall be upon the public streets, avenues, alleys, parks, ways, or any other public place or upon unimproved private real property in the City of Beverly Hills between the hours of 8 [~~a.m.~~ (p.m.)] and 5:30 [a.m. ~~4:30~~].
3. The law enforcement personnel of this City along with other law enforcement authorities cooperating with the City are hereby authorized and charged to the extent provided by law with the responsibility of enforcing this curfew, and are further authorized to arrest any such person as does not obey this curfew after due notice, oral or written, has been given to said person.
4. A violation of the curfew shall be punishable as a misdemeanor pursuant to Title 1, Chapter 3, Article 1 of the Beverly Hills Municipal Code.

5. Law enforcement personnel, firefighting personnel, emergency health care providers, civilians engaged in police or emergency work, and representatives of the media are exempt from this Civil Emergency Order No. 1.
6. This regulation shall remain in effect until such time as it is terminated by the Director of Emergency Services or the City Council of the City of Beverly Hills.

SIGNED AND SUBSCRIBED at ____ p.m. this 30th day of May, 2020

By: _____


Director of Emergency Services
City of Beverly Hills

**PROCLAMATION OF CIVIL EMERGENCY ORDER NUMBER 2 (CURFEW) BY
DIRECTOR OF EMERGENCY SERVICES**

WHEREAS, on May 30, 2020, the Director of Emergency Services proclaimed the existence of a local emergency when the City of Beverly Hills was potentially subject to violent protests concerning the tragic death of George Floyd; and

WHEREAS, on May 30, 2020, the City of Beverly Hills was subjected to widespread acts of violence and property damage by people who were taking advantage of the protests concerning the tragic death of George Floyd; and

WHEREAS, at least eleven stores were looted, including almost every pharmacy in the City where primarily the pharmaceuticals were taken, many buildings were tagged with graffiti, much of the public art in the city was defaced, and the Civic Center was also tagged with multiple incidents of graffiti; and

WHEREAS, the proclamation of a "local emergency" empowers the Director of Emergency Services to make and issue rules and regulations on matters reasonably related to the protection of life and property as affected by such local emergency pursuant to Section 8634 of the Government Code; and

WHEREAS, under conditions of the disaster, it is deemed necessary in the interest of public safety to restrict the use of certain public areas of the City; and

WHEREAS, under the Proclamation of Civil Emergency Order No. 1 (Curfew) the City of Beverly Hills was under curfew from 8:00 PM to 5:30 AM on May 30th through May 31st, 2020; and

WHEREAS, the Proclamation of Civil Emergency Order No. 1 (Curfew) failed to stem the violence and property damage related to the protests because the violence and property damage started prior to 8:00 PM; and

WHEREAS, life and property is deemed to be in peril as there are more protests in the communities surrounding Beverly Hills scheduled for today, and speed is of the essence; and

WHEREAS, the Chief of Police determined that the safety of the public, and public and private property, require the imposition of the curfew at an earlier time; and

WHEREAS, it is imminently necessary to use extraordinary measures to protect the public peace, safety, and welfare;

Now therefore:

1. A curfew is hereby imposed in the City of Beverly Hills.

2. No persons shall be upon the public streets, avenues, alleys, parks, ways, or any other public place or upon unimproved private real property in the City of Beverly Hills between the hours of 4:00 PM and 5:30 AM.
3. In addition, no person shall be upon the public streets, avenues, alleys, parks, ways or any other public place or upon unimproved private real property in the Business District of Beverly Hills between the hours of 1:00 PM and 4:00 PM. For the purpose of this Proclamation the Business District shall include the Business Triangle which is bordered by the alley south of Wilshire Boulevard on the south, the northern border of Beverly Gardens Park on the north, and the center line of Crescent Drive on the east; La Cienega Boulevard; Robertson Boulevard; South Beverly Drive; Santa Monica Boulevard (north and south) south of Wilshire; Wilshire Boulevard east of Crescent Drive and west of Santa Monica; and Olympic Boulevard east of Rexford; and
4. The law enforcement personnel of this City along with other law enforcement authorities cooperating with the City are hereby authorized and charged to the extent provided by law with the responsibility of enforcing this curfew, and are further authorized to arrest any person who does not obey this curfew after due notice, oral or written, has been given to said person.
5. A violation of the curfew shall be punishable as a misdemeanor pursuant to Title 1, Chapter 3, Article 1 of the Beverly Hills Municipal Code.
6. Law enforcement personnel, firefighting personnel, emergency health care providers, civilians engaged in police or emergency work, representatives of the media, merchants or their representatives securing or cleaning up their retail establishments, and City Public Works personnel are exempt from this Civil Emergency Order No. 2.
6. This regulation shall remain in effect until such time as it is terminated by the Director of Emergency Services or the City Council of the City of Beverly Hills.

SIGNED AND SUBSCRIBED at 12:05 p.m. this 31st day of May, 2020

By: 

Director of Emergency Services
City of Beverly Hills