

EXECUTIVE ORDER NUMBER NO. 5
AMENDING EXECUTIVE ORDER NO. 4
LOCAL COVID-19 EMERGENCY DECLARATION AND PLAN FOR THE
CITY OF HUNTINGTON, INDIANA

WHEREAS, the World Health Organization has declared COVID-19 a global pandemic; and

WHEREAS, the President of the United States and the Governor of the State of Indiana have declared the COVID-19 pandemic a Public Health Emergency (“Emergency”); and

WHEREAS, the Indiana State Department of Health (“ISDH”) has confirmed both community transmission of, and deaths related to, COVID-19 in Indiana and Huntington County; presently, record numbers of COVID-19 cases are being reported; and

WHEREAS, for the foregoing reasons, and for those reasons and on the legal authority recited in it, Mayor Richard Strick issued Executive Order No. 4 on November 24, 2020; and

WHEREAS, on November 24, 2020, the Common Council of the City of Huntington adopted its Resolution 16-R-20 extending Executive Order No. 4 for the duration of the Emergency; and

WHEREAS, that Executive Order and Resolution are each incorporated herein by reference; and

WHEREAS, Mayor Richard Strick has received information sufficient to conclude that some activities prohibited by Executive Order No. 4 could be considered appropriate under certain circumstances and with appropriate and approved improvements.

NOW, THEREFORE, I, Richard Strick, by virtue of the authority vested in me as Mayor of the City of Huntington, Indiana in accordance with the authority listed and incorporated herein, the Governor’s Executive Orders as they exist and are amended from time to time, Indiana Code Section 10-14-3-22, and all other applicable federal, state, and local laws, rules, orders, and regulations related to the Emergency, do hereby order, and declare that Executive Order No. 4 is amended as follows:


1. The prohibition of the activities of live music and karaoke in Executive Order No. 4 may be specifically rescinded upon successful application of the owner/operator of an establishment.
2. Such application shall consist of a detailed plan for COVID-19 mitigation submitted by the owner/operator of an establishment to the Huntington County Health Officer, the City Building Commissioner, and City Fire Marshal and subsequent approval by all.
3. Such approval may be rescinded if the owner/operator of an establishment falls out of compliance.
4. This Order only amends that specific portion of Executive Order No. 4. No other provision of that Executive Order No. 4 is affected hereby.

5. This Executive Order will be filed with the City Clerk-Treasurer pursuant to Indiana Code Section 10-14-3-29(a) and Section 72.51 of the City of Huntington, Indiana Code of Ordinances.

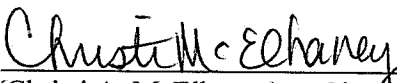
6. If any provision of this Executive Order, or its application to any person or circumstances, is held invalid by any court of competent jurisdiction, this invalidity does not affect any other provision or application of this Executive Order, which can be given effect without the invalid provision or application. To achieve this purpose, the provisions of this Executive Order are hereby declared to be severable.

This Order shall be effective immediately.

Dated: February 5, 2021.

By  As Mayor
(Richard L. Strick) City of Huntington, Indiana

Attest:

By  As Clerk-Treasurer
(Christi A. McElhaney) City of Huntington, Indiana

(SEAL)