

**TOWN OF EDISTO BEACH**  
**EMERGENCY ORDINANCE 2020-10**

WHEREAS, the United States of America, the State of South Carolina, and the Town of Edisto Beach have declared emergencies related to the spread of COVID-19 virus; and

WHEREAS, in order to lessen the intensity and duration of the crisis, reduce the stress on our first responders and healthcare system, and to prevent unnecessary deaths, the Town of Edisto Beach adopted an Emergency Ordinance 2020-09 on March 25, 2020; and

WHEREAS, on March 27, 2020 the Office of the Honorable Alan Wilson, Attorney General for the State of South Carolina issued a written letter opinion which stated in part:

*...local government cannot exercise the emergency powers delegated to the Governor by the General Assembly...Therefore, counties and municipalities should be aware that any unauthorized exercise of such emergency powers could subject these political subdivisions to liability at the behest of a private citizen with requisite legal standing...the extraordinary powers delegated to the Governor during these extraordinary times... are exclusive and may be only exercised by the Chief Executive of the State.*

WHEREAS, the Town Council of the Town of Edisto Beach are extremely concerned about the harmful effects of the COVID-19 virus, however, given the opinion of the Attorney General, without any further guidance or action from the Attorney General or the Governor, the Town Council is constrained to not act upon the precautionary measures set forth in Emergency Ordinance 2020-09 adopted on March 25, 2020.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Town of Edisto Beach, in Council assembled, that:

1. Emergency Ordinance 2020-09 is hereby immediately rescinded, revoked, and repealed.
2. Town parks, playgrounds, and facilities will be closed until further notice.
3. The Town Council strongly encourages, but does not mandate, its citizens and visitors to maintain the practice of social distancing at all times and comply with all precautionary measures promulgated by DHEC, the CDC, and the Governor.

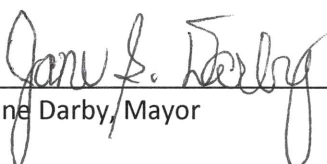
*Enacted this 27th day of March 2020, by Town Council of the Town of Edisto Beach, South Carolina.*

This ordinance shall take effect immediately.

Attest:



Iris Hill, Town Administrator

  
Jane Darby, Mayor