



The Rice Capital of America.

**OFFICE OF THE MAYOR
PHASE 3 OF RESILIENT CROWLEY**

WHEREAS, pursuant to the Louisiana Homeland Security and Emergency Assistance and Disaster Act LA R.S. 29:721 et seq., the Governor declared a Public Health Emergency in Proclamation Number 25 JBE 2020 in response to the threat posed by COVID-19 and additional measures in Proclamation Number JBE 2020-27 with respect to additional restrictions and suspensions of deadlines and regulations in order to protect the health and safety of the public; and

WHEREAS, pursuant to Proclamation Number 33 JBE 2020, the Governor issued a Stay at Home Order ordering the people of Louisiana to stay at their homes unless taking essential trips or to travel to or from a place of employment, ordering some non-essential businesses to be closed and placed limitations on other businesses that were allowed to remain open; and

WHEREAS, the Stay at Home Order was extended to April 30, 2020 in Proclamation 41 JBE 2020 and was further extended to May 15, 2020 in Proclamation Number 52 JBE 2020; and

WHEREAS, since the time of the original Stay at Home Order, the Governor declared the State of Louisiana was on track to meet the requirements to move into Phase 1 of recovery on Friday, May 15, 2020, in accordance with the guidelines provided by the White House Coronavirus Task Force; and

WHEREAS, the White House Corona Virus Task Force issued guidelines calling for the reopening of various parts of the economy to occur in three phases with the criteria of movement of the first phase being a 14-day downward trajectory in influenza and COVID-like symptoms and a 14-day downward trajectory in all cases with positive tests with a robust testing program in place and the ability for hospitals to treat all patients without crisis care; and

WHEREAS, pursuant to Proclamation No. 58 JBE 2020, the State of Louisiana moved into Phase 1 of recovery on Friday, May 15, 2020; and

WHEREAS, pursuant to Proclamation No. 74 JBE 2020, the State of Louisiana moved into Phase 2 of recovery on Friday, June 4, 2020; and

WHEREAS, pursuant to Proclamation No. 117 JBE 2020, the State of Louisiana moved into Phase 3 of recovery on Friday, September 11, 2020; and

TIMOTHY "TIM" MONCEAUX
MAYOR

STEVEN PREMEAUX
ALDERMAN-AT-LARGE
MAYOR PRO-TEM

COUNCIL MEMBERS

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AN EQUAL OPPORTUNITY EMPLOYER

WHEREAS, from the time Louisiana moved into Phase 3 until early November, the success of the mitigation measures used to contain COVID-19 was evident as Louisiana had a low incidence of cases compared to neighboring states and stable hospitalizations; and

WHEREAS, however, beginning in early November, Louisiana began to see an alarming and steep rise in cases, test positivity, hospitalizations and deaths; and

WHEREAS, in response to this alarming rise, the Governor issued Proclamation Number 168 JBE 2020 on November 24, 2020, returning the State to a modified Phase 2 of Resilient Louisiana and reimplementing those mitigation protocols that were most effective in fighting the spread of COVID-19; and

WHEREAS, Louisiana continues to see a concerning rate of community spread of COVID-19 in all areas of the State, but the rate of growth has plateaued in recent days, mainly in response to the mitigation measures taken in 168 JBE 2020; and

WHEREAS, fortunately, beginning in January, this dramatic increase in the spread of COVID-19 began to lessen as a result of the significant increase in the number of vaccinations being administered throughout the state and the continued use of proven mitigation measures, allowing the state to again return to Phase 3 with lessened restrictions; and

WHEREAS, should there be an increase in the number of confirmed COVID-19 cases, the percent positivity of testing or should the number of COVID-19 related hospitalizations threaten the ability of the health care system to properly respond, it may be necessary to go back to the full restrictions in the Stay at Home Order in Proclamation Number 52 JBE 2020; and

WHEREAS, these measures are necessary to protect the health and safety of the people of the City of Crowley;

NOW THEREFORE, I, Tim Monceaux, Mayor of the City of Crowley, by virtue of the authority to make said declarations, do hereby declare a state of emergency continues to exist as a result of the continued threat imposed to the citizens of the City of Crowley and do hereby order and direct as follows:

SECTION 1: GENERAL PROVISIONS

- A. Pursuant to the Louisiana Homeland Security and Emergency Assistance and Disaster Act (LA R.S. 29:721 et seq) and the

Louisiana Health Emergency Powers Act (LA R.S 29:760 et seq), a statewide public health emergency was declared to continue to exist in the State of Louisiana as a result of the continued threat posed to Louisiana citizens by COVID-19, the effects of which continue to threaten the lives and health of the citizens of the state and the City of Crowley.

- B. The office of the Mayor and the City Clerk are hereby expressly empowered to take any and all actions authorized under the Louisiana Health Emergency Powers Act, LA R.S. 29:760 et seq, in relation to the COVID-19 public health emergency.
- C. Pursuant to LA R.S. 14:329.6, a state of emergency is declared to remain in existence within the City for the purposes of allowing the chief law enforcement officer of the City of Crowley to, in order to protect life and property and to bring the emergency situation under control, promulgate orders for any provision therein, including a local curfew from 10:00 p.m. to 5:00 a.m.

SECTION 2: PHASE 3 ORDER

- A. To preserve the public health and safety and to ensure the healthcare system is capable of serving all citizens in need, all individuals within the City of Crowley should stay at home as much as possible to avoid unnecessary exposure to COVID-19.
- B. All individuals who are higher risk of severe illness from COVID-19 should stay at home, unless travelling outside the home for an essential activity such as:
 - 1. Obtaining food, medicine and other similar goods necessary for the individual or a family member of the individual.
 - 2. Obtaining medical care and treatment and other similar vital services for an individual or a family member of the individual.
 - 3. Going to and from an individual's workplace.
 - 4. Going to and from the home of a family member.
 - 5. Going to and from an individual's place of worship.
 - 6. Engaging in outdoor activity, provided individuals maintain a distance of six feet from one another.

Those individuals who are at higher risk of severe illness, as designated by the Centers for Disease Control (CDC), are those with conditions such as asthma, chronic lung disease, compromised immune systems (including from smoking, cancer treatment, bone marrow or organ transplantation, immune deficiencies, poorly controlled HIV or AIDS, or use of corticosteroids or other immune weakening medications), diabetes, serious heart disease (including heart failure, coronary artery disease, congenital heart disease, cardiomyopathies and hypertension), chronic kidney disease undergoing dialysis, liver disease or severe obesity or those who are 65 or older or living in a nursing home or long-term care facility.

- C. All offices of the state of Louisiana and other political subdivisions of the state shall develop or continue plans to allow for employees to work remotely to the extent practical. Further, all businesses in the state of Louisiana are strongly encouraged to develop or continue plans for employees to work remotely to mitigate the spread of COVID-19.
- D. Limitations on Nonessential Businesses
 - 1. Except as provided in Paragraph (5) of this Subsection, the following nonessential businesses shall remain closed to the public and members: all places of public amusement, including but not limited to locations with amusement rides, carnivals, amusement parks, splash pads, water parks, trampoline parks, arcades, fairs and festivals, children's play centers, indoor playgrounds, theme parks, concert and music halls.
 - 2. Any business enumerated in Paragraph (1) of this Subsection may submit a reopening plan with specific proposals for occupancy and sanitization to the State Fire Marshal. The State Fire Marshal is authorized to approve a reopening plan and allow for reopening. The State Fire Marshal shall further consult with the Louisiana Department of Health in reviewing any reopening plan. No occupancy limits authorize by the State Fire Marshal under this Subsection may exceed 50% occupancy.
 - 3. Businesses closed to the public pursuant to Paragraph (1) of this Subsection shall not be prohibited from conducting

necessary activities such as payroll, cleaning services, maintenance or upkeep as necessary.

E. Critical Infrastructure and Essential Businesses

All businesses outlined in the guidance from the Cybersecurity and Infrastructure Agency (CISA) as outlined in version 3.0 of that guidance and published at www.cisa.gov/publications/guidance-essential-critical-infrastructure-workforce may remain in full operation. All owners and employees at such businesses shall maintain moderate social distancing between themselves and members of the public and shall wear face coverings at all times if interacting with the public.

F. Other Businesses and Organizations Allowed to Continue Operations

1. Restaurants, Cafes and Coffee Shops

- a. All restaurants, cafes and coffee shops shall be allowed to continue drive-up or curbside delivery service.
- b. All restaurants, cafes and coffee shops shall be allowed to begin dine-in service under the following conditions:
 - i. No establishment shall exceed 75% of the total occupancy, while adhering to social distancing between dining parties, as determined by the State Fire Marshal
 - ii. Waiting areas shall be closed. Members of the public should be required to make reservations or to wait outside, while maintaining moderate social distancing, or in vehicles.
 - iii. All buffets or other common food stations shall remain closed for self-service. However, restaurants that operate buffet-style may provide dine-in service if a restaurant employee is stationed at the buffet to serve dine-in customers.
- c. Any business operating pursuant to this subsection shall follow the applicable guidance from the State

Fire Marshal published at opensafely.la.gov and the Louisiana Department of Health with regard to sanitization and disinfection.

- d. Service and sales of alcoholic beverages for on-premises consumption shall only occur between the hours of 8 a.m. and 11 p.m.

2. Beauty Shops, Salons and Barber Shops

All beauty shops, salons and barber shops shall be allowed to operate under the following conditions:

- a. No establishment shall exceed 75% of the total occupancy, while adhering to social distancing between members of the public, as determined by the State Fire Marshal.
- b. Waiting areas shall be closed. Members of the public should be required to make reservations or to wait outside, while maintaining social distancing, or in vehicles.
- c. Any business operating pursuant to this subsection shall follow the applicable guidelines from the State Fire Marshal published at opensafely.la.gov and the Louisiana Department of Health with regard to sanitization and disinfection.

3. Shopping Malls

All shopping malls shall be allowed to operate under the following conditions:

- a. Shopping malls may reopen at no more than 75% of the total occupancy as determined by the State Fire Marshal.
- b. Any store or business establishment in a shopping mall may reopen at no more than 75% of the total occupancy as determined by the State Fire Marshal, counting both the number of employees and members of the public present in the building at one time.
- c. Any establishment in operation shall follow guidance from the Louisiana Department of Health with regard to sanitation and disinfection.

4. Casinos and Video Poker Establishments

- a. No establishment shall exceed 50% of the total occupancy as determined by the State Fire Marshal.
- b. No more than 75% of gaming positions shall be in use at any one time and all utilized gaming positions shall be at least six feet apart from one another, unless separated by physical barriers.
- c. All establishments shall be required to have approved reopening plans from the Louisiana Gaming Control Board prior to reopening. Further, any plan to use physical barriers needs to be approved by the Louisiana Gaming Control Board.
- d. Lobbies or other areas where members of the public may congregate (except for bathrooms) shall be closed to the public. Members of the public should be required to wait outside, while maintaining social distancing, or in vehicles.
- e. Service and sales of alcoholic beverages for on premises consumption shall only occur between the hours 8 a.m. and 11 p.m.

5. Gyms and Fitness Centers

- a. No establishment shall exceed 50% of the total occupancy, while adhering to social distancing between members of the public, as determined by the State Fire Marshal.
- b. Waiting rooms, lobbies or other areas where members of the public may congregate (except for bathrooms) shall be closed to the public. Members of the public should be required to wait outside, while maintaining social distancing, or in vehicles.
- c. Any business operating pursuant to this subsection shall follow the applicable guidelines from the State Fire Marshal published at opensafely.la.gov and the Louisiana Department of Health with regard to sanitization and disinfection.

6. Athletic events:

- a. No stadium, sports complex or arena hosting any athletic event, whether amateur or professional, shall exceed 50% of the total occupancy, while adhering

to the maximum social distancing possible between spectators, as determined by the State Fire Marshal.

b. Alcohol sales shall be permitted at athletic events under the following conditions:

i. All patrons purchasing an alcoholic beverage shall be required to return to their ticketed seats for consumption and shall not be allowed to stand or congregate in open areas to consume alcohol.

ii. Crowd managers and signage shall be utilized to instruct patrons that alcoholic beverages shall be consumed at the patron's ticketed seat and shall not occur while standing or congregating in open areas.

iii. Alcohol shall not be sold to a patron who is not wearing a face covering.

iv. No sales shall occur after 11 p.m.

v. The stadium, sports complex or arena shall further comply with any guidance or regulations from the State Fire Marshal or the Commissioner of Alcohol and Tobacco Control.

vi. This provision does not supersede any local governmental restrictions regarding alcohol sales at athletic events.

c. Any event held pursuant to this Paragraph shall follow the applicable guidance from the State Fire Marshal published at opensafely.la.gov and the Louisiana Department of Health with regard to social distancing, sanitization and disinfection.

d. Face coverings are required for all attendees and spectators.

7. Event centers and reception halls.

a. No establishment shall exceed 50% of the total occupancy or 250 people, whichever is less, as determined by the State Fire Marshal. Events held pursuant to this Paragraph shall follow the restaurant guidance issued by the State Fire Marshal published at opensafely.la.gov. Specifically, patrons at such events shall be seated and socially distanced, and shall not congregate in groups outside of immediate household members.

- b. Waiting rooms, lobbies or other areas where members of the public may congregate (except for bathrooms) shall be closed to the public. Members of the public should be required to wait outside while maintaining social distancing or in vehicles.
- c. Any business operating pursuant to this Paragraph shall follow the applicable guidance from the State Fire Marshal published at opensafely.la.gov and the Louisiana Department of Health with regard to sanitization and disinfection.
- d. Service and sales of alcoholic beverages for on premises consumption shall only occur between the hours of 8 a.m. and 11 p.m.

8. Bars

- a. Bars shall be allowed to open for indoor, on-premises sales and consumption at 25% capacity, not to exceed 250 people, as determined by the State Fire Marshal.
- b. IF a bar is located in a parish that has a percent positivity of 5% or less for two consecutive weeks, as determined and published by the Louisiana Department of Health, the bar may operate at 50% capacity, not to exceed 250 people, as determined by the State Fire Marshal. Should any parish that opts in subsequently exceed 5% positivity for two consecutive weeks, bars in that parish shall return to 25% capacity.
- c. All bars shall be closed by 11 p.m. Therefore, the hours of permissible operation shall be 8 a.m. to 11 p.m.
- d. All patrons shall be seated at tables and all service shall be to patrons seated at tables. No walk-up service at the bar shall be allowed.
- e. All seating of patrons shall be socially distanced.
- f. Any business operating pursuant to this Paragraph shall follow the applicable guidance from the State Fire Marshal published at opensafely.la.gov, the Commissioner of Alcohol and Tobacco Control, and the Louisiana Department of Health with regard to sanitization and disinfection.

- g. Any bar shall be allowed to provide for takeout through drive-thru or curbside delivery, including alcoholic beverages.

9. Conventions and Conferences

- a. No establishment shall exceed 50% of the total occupancy, while adhering to social distancing between members of the public as determined by the State Fire Marshal.
- b. Waiting rooms, lobbies or other areas where members of the public may congregate (except for bathrooms) shall be closed to the public. Members of the public should be required to wait outside, while maintaining social distancing, or in vehicles.
- c. Any business operating pursuant to this Paragraph must have a plan approved by the State Fire Marshal and shall follow the applicable guidance from the State Fire Marshal published at opensafely.la.gov and the Louisiana Department of Health with regard to sanitization and disinfection.

10. Funeral Services

- a. Occupancy at indoor funeral services shall be limited to 75% of the capacity of the facility as set by the State Fire Marshal. Outdoor services may be held pursuant to the May 1 guidance from the State Fire Marshal for outdoor religious services. Funeral directors are directed to limit the number of personnel present at any such service to only one single funeral director and to ensure the enforcement of the CDC's social distancing guidelines during the conduct of the funeral.
- b. In order to facilitate the timely handling and interment or cremation of deceased in this State, funeral directors shall be considered "essential workers" for the purposes of obtaining access to personal protective equipment ("PPEs") and for the purposes of conducting the necessary business of death care in the State.
- c. The Department of Health is hereby directed to publish guidance that funerals for COVID-19

positive decedents be conducted as recommended by the CDC within five days if practical

- d. In order to facilitate the timely cremation of remains pursuant to the express wishes of the deceased or of those authorized to direct disposition under La. R.S. 8:655 (whichever is applicable under the law), the signatures and notarization required for cremation authorizations under La. R.S. 37:876-877 are hereby waived inasmuch as they can be replaced by faxed, scanned or photographed signatures on the requisite paperwork and video conferencing without the need for a notary. In no event shall this waiver be interpreted as an authorization to proceed with cremation in the absence of the signatures of those required by La. R.S. 37:876-877 or against the express wishes of those individuals identified by La. R.S. 8:655.
 - e. To the extent necessary and as permitted by the orders of the Louisiana Supreme Court issued on March 16, 2020, and March 20, 2020, the district courts of this State shall consider petitions brought pursuant to La. R.S. 8:655 by funeral directors, hospitals, or coroners during the term of this proclamation as essential proceedings necessary to respond to the COVID-19 event.
 - f. In no event shall this proclamation be interpreted to waive any other provisions of Title 8 or Chapter 10 of Title 37 of the Louisiana Revised Statutes that are not expressly identified herein.
11. Crowd sizes are limited to no more than 50% capacity as set forth by the State Fire Marshal with a maximum of 250 people in any single indoor space at the same time. Crowd sizes are limited to no more than 50% capacity as set by the State Fire Marshal in any single outdoor space where individuals will be in close proximity to one another and unable to maintain strict social distancing of six feet apart from individuals who are not immediate household members. This crowd size limitation shall not apply to those businesses deemed essential as defined by the Cybersecurity and Infrastructure Security Agency or religious services held by churches and other faith-based organizations.

SECTION 3: FACE COVERING ORDER

- A. Every individual in the City of Crowley shall wear a face covering over the nose and mouth when inside a commercial establishment or any other building or space open to the public, whether indoor or outdoor. This shall include public or commercial modes of transportation.

- B. This requirement does not apply to the following:
 - 1. Any individual who will not come in contact with any other individual (outside of their immediate household members) or who will be able to maintain strict social distancing of six feet from any other individual (outside of their immediate household members);
 - 2. Any child under the age of eight, however all children between the ages of two and seven years old are strongly encouraged to wear a face covering in accordance with Subsection (A) of this Section;
 - 3. Any individual with a medical condition that prevents the wearing of a face covering;
 - 4. Any individual who is consuming food or drinks;
 - 5. Any individual seeking to communicate with someone who is hearing impaired;
 - 6. Any individual giving a speech for broadcast or to an audience; and
 - 7. Any individual temporarily removing his or her face covering for identification purposes.
 - 8. Any athlete participating in organized athletic activities.

- C. All businesses or organizations, including all offices of the City of Crowley, its departments, boards and commissions and all other offices and facilities, shall require all persons who enter the premises to wear a face covering, unless the individual is not required to wear a face covering pursuant to Subsection 3(B) of this order.

- D. Citations under this Section shall be written only to businesses or organizations, other than religious organizations, that fail to enforce the requirement to wear face coverings. Operators of businesses and organizations are entitled to rely on the representations of their

customers, patrons or employees regarding whether or not they qualify for an exception from the face covering requirements. Businesses and organizations that rely on such a representation shall not be deemed in violation of this Emergency Declaration.

- E. If a business or organization does not allow entry to a worker, customer or patron because that person refuses to wear a face covering, and if that worker, customer or patron enters the premises or refuses to leave the premises, law enforcement personnel may enforce the trespassing laws and other laws that the worker, customer or patron may violate.

SECTION 4: All departments, commissions, boards, agencies and officers of the City of Crowley are authorized and directed to cooperate in actions the City of Crowley and the State of Louisiana may take in response to the effects of this event.

SECTION 5: Unless otherwise provided in this order, these provisions are effective immediately from Wednesday, March 3, 2021, to March 31, 2021, or as extended by any subsequent declaration or unless terminated sooner.

THUS ISSUED effective the 3rd day of March, 2021, **DONE AND SIGNED** in the City of Crowley, Acadia Parish, Louisiana on this the 10th day of March, 2021.


TIM MONCEAUX, Mayor

ATTESTED BY:


ERIN S. CRADEUR, City Clerk