

ORIGINAL

**Disaster Emergency Declaration  
2021-09**

**Delaware County, Indiana**

- WHEREAS, the President of the United States, on March 13, 2020, has declared a nationwide emergency concerning the spread of COVID-19 viral infections, and
- WHEREAS, the Governor of the State of Indiana, on March 16, 2020, has made an emergency declaration in response to the Coronavirus (COVID-19) disease epidemic wherein he has extended the public health emergency for a thirteenth time up to and including April 30, 2021; and
- WHEREAS, the County Health Officer has determined that certain measures should remain in place to lessen the potential spread of the COVID-19 virus including the closing of some local businesses; and
- WHEREAS, pursuant to I. C. 10-14-3-29(a) the Board of Commissioners of Delaware County, IN hereby makes a local disaster emergency declaration; and
- WHEREAS, the trend in Delaware County for the past month has shown an increase in COVID-19 cases and the positivity rate for the last 7 days is 2.6% ending on March 11, 2021 for the County; and
- WHEREAS, there have been a total of 10,138 cases in Delaware County as of April 15, 2021 and including 10 new cases in the last 24 hours with an increase of 125 cases since April 2, 2021 and a total of 183 deaths since the start of the pandemic and more than an average of 12.5 cases per day; a positivity rate of 4% currently and IU Ball Memorial Hospital has a total of 9 inpatient COVID-19 patients; and
- WHEREAS, Delaware County has a positivity rate and number of cases that have increased from two weeks ago, but the County is still in the "Blue" category according to the State Board of Health metrics; and
- WHEREAS, the Board of Commissioners of Delaware County, Indiana have determined that in response to the emergency believes that an Emergency Declaration is appropriate for the citizens of Delaware County and that the Emergency Declaration should be extended.

**NOW THEREFORE WE, THE BOARD OF COMMISSIONERS OF DELAWARE COUNTY,  
INDIANA HEREBY DECLARE THAT:**

1. A local public health disaster continues to exist in the County and that we hereby invoke and declare those portions of the Indiana Code which are applicable to the conditions and have caused the issuance of this proclamation, to be in full force and effect in the entire County, including incorporated areas for the exercise of all necessary emergency authority for protection of the lives and property of the people of this County and the restoration of local government with a minimum of

interruption. **This Emergency Order is effective immediately and shall be in place until the end of business May 3, 2021.**


2. Governor Eric Holcomb's Executive Orders 20-48, 20-50, 20-53, 21-08 and 21-09 are incorporated in their entirety in this Emergency Declaration.
3. All employees in any county facility that is owned or leased by the County or property shall wear a face covering their nose and mouth at all times except while working in their own workspace, provided that the workspace is spaced more than 6' from other work spaces. Additionally, employees shall not be required to wear facial coverings when working outside (if they are working in an environment that allows for social distancing), in a vehicle by themselves or working remotely. Employees of the County shall also wear facial coverings when moving about the hallways, common areas, restrooms or other areas of the County facilities when not at their work space.
4. Department heads and Elected officials shall reduce the number of employees and personnel permitted to congregate in break rooms or common areas and to ensure social distancing occurs at all times.
5. All members of the public that conduct business in any county building or facility shall maintain a social distance of at least 6 feet between individuals at all times and shall wear a face covering over the nose and mouth when inside any public building or other indoor space open to the public. This does NOT apply to private offices, private workplaces or meetings where social distancing can be achieved and maintained between people not in the same household.
6. Members of the public are required to wear a face covering which may consist of a face mask or shield or other covering which covers the person's mouth and nose during their business in any County Building or facility unless the member of public has an underlying health condition prohibits wearing a face covering.
7. Members of the public are required to wear a face covering at any COVID-19 testing or vaccination site.


8. In instances where an individual must visit a retail business, the business shall follow the proper social distancing requirements in Executive Order 20-48, 21-06, 21-09 and the guidelines from the Center for Disease Control (CDC).
9. Members of the public may be required to wear a face mask for those schools, universities and businesses that require a face mask and members of the public should honor those requests.
10. Citizens are not required to wear a mask so long as they can continue to maintain social distance from each other.
11. Pursuant to Executive Order 21-09; Delaware County currently is placed in the “Blue” zone because community spread is occurring and the County has a point score of .5 according to the Indiana Department of Health.
12. Delaware County has the ability to increase the threat level to a “Red” zone where the community spread is high and the County could achieve a point score of 3.0 or higher by the Indiana Department of Health.
13. In the event that the County achieves a “Red Zone” level from the State Health Department, then social gatherings and events of greater than 25 people are prohibited from occurring.
14. All businesses are required to place clearly visible signage at their public and employee entrances notifying that face coverages may be if the business so chooses required for all individuals entering the business. Businesses also shall continue to maintain their COVID safety plan.
15. Religious services shall be governed by Executive Order 2020-48, section 7(a).
16. This Emergency Declaration shall supersede and replace all prior Emergency Declarations made the by Board of Commissioners prior to this Emergency Order.
17. The Commissioners determine that all government operations are essential and the government operations from March 23, 2020 to the present and all essential governmental functions are operating and available to the public through remote or electronic access, as needed.

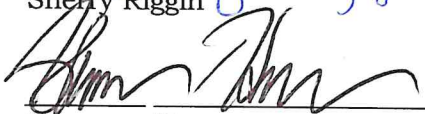
18. This Emergency Order shall remain valid until the end of business on May 3, 2021  
unless superseded.

In witness, whereof, we have hereunto set our hand this 19<sup>th</sup> day of April, 2021.

**Delaware County Board of Commissioners**

  
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James King

  
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Sherry Riggan

  
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Shannon Henry

Attest:   
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Steven G. Craycraft, County Auditor