

# **EXECUTIVE ORDER**

Number 130 of 2020

## **Modification of Local Emergency Order No. 1 as Modified by Executive Order No. 72**

LAURA CURRAN, County Executive of the County of Nassau, by the powers vested in me by the Nassau County Charter and the Laws of the State of New York do hereby order and declare as follows:

WHEREAS, section 24 of the Executive Law authorizes the chief executive officer of a county, pursuant to a declaration of a local state of emergency, to issue orders to preserve the public safety, well-being and health of the citizens of such county in times of emergency; and

WHEREAS, a local state of emergency was declared and duly executed pursuant to article 2-B of the Executive Law on March 13, 2020, for the whole of the County of Nassau, effective March 13, 2020 at 11:00am EDT; and

WHEREAS, the local state of emergency remains in effect for the whole of the County of Nassau; and

WHEREAS, due to the rapid increase in the number of COVID-19 cases, the County of Nassau issued Local Emergency Order No. 1 on March 13, 2020 ordering that i) all Nassau County-owned indoor leisure and/or recreational facilities be closed to the public until further notice, ii) all Nassau County operated senior centers be closed until further notice, iii) Nassau County Traffic and Parking Violations Agency (TPVA) be closed to the public until further notice, and proceedings and hearings be adjourned and rescheduled, iv) all boot and tow operations pursuant to Nassau County Administrative Code Chapter VIII, Title J be suspended until further notice, and v) enforcement of all eviction proceedings by the Nassau County Sheriff

Department pursuant to Section 2004-a of the Nassau County Charter be stayed until further notice; and

WHEREAS, the New York State Legislature enacted and Governor Cuomo signed the Tenant Safe Harbor Act (Chapter 127 of the Laws of New York, 2020) into law prohibiting eviction proceedings against a residential tenant who is suffering from financial hardship due to the COVID-19 crisis for non-payment of rent during the period that the COVID-19 emergency remains in effect; and

WHEREAS, on September 18, 2020, Governor Cuomo issued Executive Order No. 202.64, extending provisions of Executive Order No. 202.48 which modified Executive Order No. 202.28, to the extent that it prohibited initiation of a proceeding or enforcement of eviction of any commercial tenant for nonpayment of rent if that commercial tenant is facing financial hardship due to the COVID-19 pandemic; and

WHEREAS, on July 8, 2020, Nassau County entered Phase 4 of its economic reopening thereby permitting the County to reopen low-risk indoor and outdoor arts and entertainment facilities, including museums, historical sites and cultural institutions; and

WHEREAS, on July 8, 2020, I issued Executive Order No. 72 modifying Local Emergency Order No. 1 to permit the reopening of Nassau County-owned indoor leisure and/or recreational facilities to the extent authorized by and in accordance with New York State's Phase 4 "Interim Guidance For Low-Risk Indoor Arts & Entertainment During the COVID-19 Public Health Emergency" and pursuant to guidance from the Commissioner of Nassau County's Department of Parks, Recreation and Museums and further providing that enforcement of all eviction proceedings by the Nassau County Sheriff Department shall proceed in accordance with state law, as limited by Chapter 127 of the Laws of 2020 of New

York State, and as further limited by Governor Cuomo's Executive Order 202.28 as modified and extended by Executive Order 202.48, and further proceed in accordance with Section 2004-a of the Nassau County Charter; and

WHEREAS, the Nassau County Traffic and Parking Violations Agency (TPVA) is able to reopen safely to the public and conduct its operations, proceedings and hearings to the extent authorized by and in accordance with all applicable state and local laws and guidance;

NOW, THEREFORE, BE IT

ORDERED, that the provisions of Local Emergency Order No. 1 as modified by Executive Order No. 72 are hereby modified as follows: i) all Nassau County-owned indoor leisure and/or recreational facilities shall remain open to the public to the extent authorized by and in accordance with New York State's Phase 4 "Interim Guidance For Low-Risk Indoor Arts & Entertainment During the COVID-19 Public Health Emergency" and pursuant to guidance from the Commissioner of Nassau County's Department of Parks, Recreation and Museums, ii) all Nassau County operated senior centers shall remain closed until further notice, iii) the Nassau County Traffic and Parking Violations Agency (TPVA) shall reopen to the public on Monday, October 5, 2020 to the extent authorized by and in accordance with all applicable state and local laws and guidance, iv) all boot and tow operations pursuant to Nassau County Administrative Code Chapter VIII, Title J shall remain suspended until further notice, and v) enforcement of all eviction proceedings by the Nassau County Sheriff Department shall continue to proceed in accordance with state law, as limited by Chapter 127 of the Laws of 2020 of New York State, and as further limited by Governor Cuomo's Executive Order 202.28 as modified and extended by Executive Order 202.48 and further extended by Executive Order 202.64, and to

further proceed in accordance with Section 2004-a of the Nassau County Charter;  
and be it further

ORDERED, that this emergency order shall take effect October 5, 2020 at 12:01am EDT, and shall remain in effect for five (5) days unless sooner rescinded or modified, but may be extended for additional periods not to exceed five (5) days each during the pendency of the local state of emergency.

DATED: October 2, 2020



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LAURA CURRAN  
COUNTY EXECUTIVE