

**THE TOWN OF GALENA
ORDINANCE NO. 2026-04**

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF GALENA
AUTHORIZING THE MAYOR AND COUNCIL TO ISSUE PROCLAMATIONS
AND ORDERS IN RESPONSE TO CIVIL EMERGENCIES, ESTABLISHING
CRIMINAL PENALTIES FOR VIOLATIONS OF SUCH ORDERS, AND
GENERALLY RELATING TO CIVIL EMERGENCY POWERS.**

WHEREAS, pursuant to § 14-301 of the Public Safety Article of the Md. Ann. Code, a “public emergency” means: (1) a situation in which three or more individuals are at the same time and in the same place engaged in tumultuous conduct that leads to the commission of unlawful acts that disturb the public peace or cause the unlawful destruction or damage of public or private property; (2) a crisis, disaster, riot, or catastrophe; or (3) an energy emergency meaning a situation in which the health, safety, or welfare of the public is threatened by an actual or impending acute shortage in energy resources; and

WHEREAS, pursuant to § 14-111 of the Public Safety Article of the Md. Ann. Code, only the principal executive officer of a political subdivision may declare a local state of emergency, and except with the consent of the governing body of the political subdivision, a local state of emergency may not continue or be renewed for longer than thirty (30) days; and

WHEREAS, pursuant to § 14-305 of the Public Safety Article of the Md. Ann. Code, a law enforcement agency of a county or municipal corporation shall notify the Secretary of State Police if the local law enforcement agency receives notice of a threatened or actual disturbance that indicated the possibility of serious domestic violence; and

WHEREAS, pursuant to § 14-306 of the Public Safety Article of the Md. Ann. Code, the chief executive officer or governing body of a county or municipal corporation may request the Governor to provide militia to help bring under control conditions existing within the county or municipal corporation that, in the requestor’s judgment, the local law enforcement agencies cannot control without additional personnel; and

WHEREAS, Section 501 of the Town Charter provides that the Council shall have the power to pass all such ordinances not contrary to the Constitution and laws of the State of Maryland or the Town Charter as it may deem necessary for the good government of the Town; for the protection and preservation of the Town's property, rights, and privileges; for the preservation of peace and good order, for securing persons and property from violence, danger, or destruction; and for the protection and promotion of the health, safety, comfort,

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convenience, welfare, and happiness of the residents of the Town and visitors of the Town; and

WHEREAS, the Mayor and Council find it necessary for the preservation of the public peace, health, safety, or welfare of the Town to enact this Ordinance; and

WHEREAS, the Town Charter in Section 308 provides that no ordinance shall be passed at the meeting at which it is introduced, and at any regular or special meeting of the Council held not less than six (6) nor more than sixty (60) days after the meeting at which an ordinance was introduced, it shall be passed, or passed as amended, or rejected, or its consideration deferred to some specified future date, but in cases of emergency, the above requirement may be suspended by the affirmative votes of four (4) members of the Council, and every ordinance, unless it be passed as an emergency ordinance, shall become effective at the expiration of twenty (20) calendar days following approval by the Mayor or passage by the Council over the Mayor's veto; and

WHEREAS, the Town Charter in Section 308 further provides that after enactment that a fair summary of each ordinance shall be published at least twice (2) in a newspaper or newspapers having general circulation in the municipality and that an emergency ordinance shall become effective on the date specified in the ordinance, but no ordinance shall become effective until approved by the Mayor or passed over the Mayor's veto by the Council; and

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE TOWN OF GALENA, MARYLAND, that on this ____ day of _____, 2026, that the following Article be codified within the Code of the Town of Galena, and is hereby adopted, amended, and enacted to be read as follows:

* * *

CHAPTER 7. ADMINISTRATION OF GOVERNMENT

* * *

ARTICLE VI. CIVIL EMERGENCIES

SECTION 7-11. PURPOSE AND AUTHORITY

A. THE PURPOSE OF THIS EMERGENCY ORDINANCE IS TO SUPPLEMENT EXISTING LAW AND PROVIDE CERTAIN AUTHORITY TO ESTABLISH GUIDELINES FOR THE TOWN OF GALENA TO REACT AND OPERATE HEREUNDER DURING PERIODS OF CIVIL EMERGENCIES, AND TO PREVENT OR MITIGATE CONDITIONS

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THAT THREATEN TO DESTROY PROPERTY AND HARM THE PUBLIC HEALTH, SAFETY, OR WELFARE OF RESIDENTS OR VISITORS TO, THE TOWN OF GALENA.

B. THE AUTHORITY TO PROVIDE FOR THE PROTECTION OF HEALTH, SAFETY, COMFORT, CONVENIENCE, AND WELFARE OF THE TOWN OF GALENA RESIDENTS AND VISITORS IS PROVIDED IN § 501 (GENERAL POWERS) OF THE CHARTER OF THE TOWN OF GALENA, AND TITLE 5 OF THE LOCAL GOVERNMENT ARTICLE OF THE MD. ANN. CODE.

C. THE AUTHORITY TO ENACT SUCH PROVISIONS OR REGULATIONS IS FURTHER PROVIDED IN TITLE 14 (EMERGENCY MANAGEMENT) OF THE PUBLIC SAFETY ARTICLE OF THE MD. ANN. CODE.

SECTION 7-12. APPLICABILITY OF THE ORDINANCE

A. THE PROVISIONS HEREIN SHALL APPLY TO THE ENTIRE CORPORATE TERRITORY AND POPULACE OF THE TOWN OF GALENA, AND TO ALL REAL PROPERTY, WHETHER IMPROVED OR UNIMPROVED, LOCATED WITHIN THE CORPORATE LIMITS OF THE TOWN OF GALENA.

B. UNLESS AN INTERGOVERNMENTAL AGREEMENT STATES OTHERWISE, THE KENT COUNTY SHERIFF'S DEPARTMENT SHALL RETAIN PRIMARY LAW ENFORCEMENT JURISDICTION OVER THE FACILITIES, PUBLIC BUILDINGS, PARKS, AND LANDS UNDER ITS RESPECTIVE JURISDICTION.

C. THE TOWN'S POLICE DEPARTMENT, IF ANY, AND OTHER TOWN OFFICIALS SHALL COOPERATE WITH OTHER POLICE AGENCIES OPERATING WITHIN CORPORATE LIMITS AND ITS ENVIRONS IN ACCORDANCE WITH ANY APPROVED MUTUAL AID AGREEMENTS APPROVED BY THE MAYOR & COUNCIL IN ACCORDANCE WITH STATE LAW.

SECTION 7-13. PROCLAMATION (EXECUTIVE ORDER) OF CIVIL EMERGENCY

A. WHENEVER A RIOT, UNLAWFUL ASSEMBLY, INSURRECTION, OTHER DISTURBANCE, OR THE IMMINENT THREAT THEREOF, OR ANY FIRE, FLOOD, STORM, EARTHQUAKE, EPIDEMIC, OR OTHER NATURAL CATASTROPHE OR DISASTER OCCURS WITHIN THE TOWN OF GALENA AND RESULTS IN, OR THREATENS TO RESULT IN, DEATH OR INJURY TO PERSONS, DESTRUCTION OF PROPERTY, OR DISRUPTION OF LOCAL GOVERNMENT TO SUCH AN EXTENT THAT EXTRAORDINARY MEASURES ARE REQUIRED TO PREVENT HARM AND PROTECT

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THE PUBLIC PEACE, SAFETY, AND WELFARE, THE MAYOR SHALL, IN THE MAYOR'S JUDGMENT, FORTHWITH PROCLAIM THE EXISTENCE OF A MUNICIPAL EMERGENCY IN ORDER TO PREVENT DEATH OR INJURY AND TO ALLEVIATE DAMAGE, LOSS, HARDSHIP, OR SUFFERING.

B. SUCH CIVIL EMERGENCY SHALL CEASE TO EXIST WITHIN THIRTY (30) DAYS OF ITS DECLARATION UNLESS TERMINATED EARLIER BY EXECUTIVE ORDER OF THE MAYOR OR BY RESOLUTION ADOPTED BY A UNANIMOUS VOTE OF THE MEMBERS OF THE COUNCIL PRESENT AND VOTING. A CIVIL EMERGENCY MAY BE TERMINATED WHEN SUCH EXTRAORDINARY MEASURES ARE NO LONGER REQUIRED FOR THE PROTECTION OF THE PUBLIC PEACE, SAFETY, AND WELFARE. PRIOR TO TERMINATING A DECLARED CIVIL EMERGENCY, WHETHER BY EXECUTIVE ORDER OF THE MAYOR OR BY RESOLUTION OF THE COUNCIL, THE MAYOR OR COUNCIL SHALL CONSULT WITH THE TOWN'S POLICE CHIEF, IF SUCH A DEPARTMENT EXISTS, OR OTHERWISE WITH THE APPROPRIATE COUNTY LAW ENFORCEMENT AGENCY, EMERGENCY MANAGEMENT OFFICIAL, OR OTHER DESIGNATED PUBLIC SAFETY AUTHORITY TO DETERMINE WHETHER ANY FISCAL, PUBLIC SAFETY RESPONSE, OR DISASTER RECOVERY CONSIDERATIONS REQUIRE THE CONTINUATION OF THE EMERGENCY MEASURES.

C. ANY EXECUTIVE ORDER DECLARING A CIVIL EMERGENCY ISSUED BY THE MAYOR SHALL, WITHIN SEVENTY-TWO (72) HOURS OF THE ISSUANCE OF THE PROCLAMATION, OR AS SOON THEREAFTER AS PRACTICABLE, BE FILED WITH THE TOWN CLERK FOR PRESENTATION TO THE COUNCIL FOR POSSIBLE RATIFICATION, CONFIRMATION, MODIFICATION, OR REJECTION. THE COUNCIL MAY, BY RESOLUTION, RATIFY, MODIFY, OR REJECT THE PROCLAMATION. IF THE COUNCIL REJECTS THE PROCLAMATION, IT SHALL BE VOID. ANY MODIFICATION OR REJECTION BY THE COUNCIL SHALL APPLY PROSPECTIVELY ONLY AND SHALL NOT AFFECT ANY ACTIONS LAWFULLY TAKEN PRIOR TO SUCH MODIFICATION OR REJECTION. THE COUNCIL MAY CONVENE AND ACT ON ANY PROCLAMATION OF CIVIL EMERGENCY WITHIN SEVENTY-TWO (72) HOURS OF THE PROCLAMATION BEING PRESENTED TO THE COUNCIL BY THE MAYOR. IN ACCORDANCE WITH STATE LAW, A LOCAL STATE OF EMERGENCY MAY NOT CONTINUE OR BE RENEWED FOR LONGER THAN THIRTY (30) DAYS WITHOUT THE CONSENT OF THE GOVERNING BODY OF THE POLITICAL SUBDIVISION.

SECTION 7-14. AUTHORITY OF MAYOR TO ISSUE EXECUTIVE ORDERS

A. THE MAYOR SHALL HAVE THE AUTHORITY TO DECLARE A LOCAL STATE OF EMERGENCY. UPON ISSUING AN EXECUTIVE ORDER DECLARING SUCH CIVIL

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MUNICIPAL EMERGENCY, THE MAYOR MAY, IN ACCORDANCE WITH THE REQUIREMENTS OF THE TOWN CHARTER AND APPLICABLE FEDERAL, STATE, AND LOCAL LAW, ISSUE AND PROCLAIM ANY ORDERS AUTHORIZED BY ORDINANCE TO IMPLEMENT AND CARRY OUT THE TOWN'S EMERGENCY POWERS:

- (1) AN ORDER IMPOSING A GENERAL CURFEW APPLICABLE TO THE TOWN AS A WHOLE, OR TO SUCH GEOGRAPHICAL AREA(S) OF THE TOWN AND DURING SUCH HOURS AS THE MAYOR DEEMS NECESSARY, WHICH EFFECTIVE HOURS AND AFFECTED AREA(S) MAY BE MODIFIED FROM TIME TO TIME;
- (2) AN ORDER REQUIRING ANY OR ALL BUSINESS ESTABLISHMENTS TO CLOSE OR REMAIN CLOSED UNTIL FURTHER ORDER;
- (3) AN ORDER CLOSING TO THE PUBLIC ANY OR ALL PUBLIC PLACES, INCLUDING STREETS, ALLEYS, SIDEWALKS, PUBLIC WAYS, SCHOOLS, PARKS, AMUSEMENT AREAS, AND PUBLIC BUILDING PROVIDED THAT SUCH AN ORDER IS SUPPLEMENTARY TO AND CONSISTENT WITH COUNTY, STATE, AND FEDERAL ORDERS RELATING TO SUCH CLOSURES;
- (4) AN ORDER REQUESTING FEDERAL, STATE, AND/OR COUNTY ASSISTANCE IN COMBATING SUCH CIVIL EMERGENCY;
- (5) AN ORDER DIRECTING THE USE OF ALL PUBLIC AND PRIVATE HEALTH, MEDICAL, AND CONVALESCENT FACILITIES AND EQUIPMENT TO PROVIDE EMERGENCY HEALTH AND MEDICAL CARE FOR INJURED PERSONS;
- (6) AN ORDER AUTHORIZING, IN COOPERATION WITH UTILITY MANAGEMENT AND APPROPRIATE STATE AND FEDERAL AGENCIES, THE SHUTTING OFF, RESTORATION, AND OPERATION OF UTILITY SERVICES;
- (7) AN ORDER PROVIDING FOR THE EVACUATION AND RECEPTION OF THE POPULATION OF THE TOWN OR ANY PART THEREOF;
- (8) AN ORDER TO SET EVACUATION ROUTES AND THE MODES OF TRANSPORTATION TO BE USED DURING AN EMERGENCY AND TO DIRECT THE CONTROL OF INGRESS AND EGRESS FROM AN EMERGENCY AREA, THE MOVEMENT OF INDIVIDUALS IN THE AREA, AND THE OCCUPANCY OF PREMISES IN THE AREA;
- (9) AN ORDER TO AUTHORIZE THE USE OF PRIVATE PROPERTY, IN WHICH EVENT THE OWNER OF THE PROPERTY SHALL BE COMPENSATED FOR ITS USE AND FOR ANY DAMAGE TO THE PROPERTY;
- (10) AN ORDER TO PROVIDE FOR TEMPORARY HOUSING FOR TOWN RESIDENTS;
- (11) AN ORDER TO AUTHORIZE THE CLEARANCE AND REMOVAL OF DEBRIS AND WRECKAGE;

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- (12) AN ORDER, IF MEDICALLY NECESSARY AND REASONABLE, TO APPOINT A PUBLIC HEALTH OFFICER, AND TO DEFINE AND REGULATE THEIR POWERS AND DUTIES, AND TO PREVENT AND REMOVE ALL NUISANCES, AND TO INSPECT, REGULATE, AND ABATE ANY BUILDINGS, STRUCTURES, OR PLACES WHICH CAUSE OR MAY CAUSE UNSANITARY CONDITIONS OR CONDITIONS DETRIMENTAL TO HEALTH;
- (13) AN ORDER, IF MEDICALLY NECESSARY AND REASONABLE, TO TREAT, PREVENT, OR REDUCE THE SPREAD OF THE DISEASE OR OUTBREAK BELIEVED TO HAVE CAUSED BY THE EXPOSURE TO A DEADLY AGENT, THE MAYOR MAY DESIGNATE A HEALTH OFFICIAL TO:
 - i. ESTABLISH PLACES OF TREATMENT, ISOLATION, AND QUARANTINE; OR
 - ii. REQUIRE INDIVIDUALS TO GO TO AND REMAIN IN PLACES OF ISOLATION OR QUARANTINE UNTIL THE DESIGNATED OFFICIAL DETERMINES THAT THE INDIVIDUALS NO LONGER POSE A SUBSTANTIAL RISK OF TRANSMITTING THE DISEASE OR CONDITION TO THE PUBLIC.
- (14) SUCH OTHER ORDERS AS ARE IMMEDIATELY NECESSARY FOR THE PROTECTION OF LIFE AND PROPERTY.

B. THE POWERS GRANTED TO THE MAYOR UNDER THIS SECTION ARE IN ADDITION TO ANY OTHER AUTHORITY VESTED IN THE CHIEF EXECUTIVE OFFICER OF A MUNICIPAL CORPORATION BY LAW. ANY ORDER ISSUED PURSUANT TO THIS SECTION SHALL, WITHIN SEVENTY-TWO (72) HOURS OF ISSUANCE, OR AS SOON THEREAFTER AS PRACTICABLE, BE FILED WITH THE TOWN CLERK AND PRESENTED TO THE COUNCIL FOR RATIFICATION, MODIFICATION, AMENDMENT, OR REJECTION. THE COUNCIL MAY, BY RESOLUTION, RATIFY, MODIFY, AMEND, OR REJECT THE ORDER AFTER CONSIDERING THE PROVISIONS OF THIS ORDINANCE AND CHAPTER. ANY MODIFICATION, AMENDMENT, OR REJECTION BY THE COUNCIL SHALL APPLY PROSPECTIVELY ONLY AND SHALL NOT AFFECT ANY ACTIONS TAKEN PRIOR TO SUCH ACTION BY THE COUNCIL. THE COUNCIL SHALL ENDEAVOR TO ACT ON ANY ORDER WITHIN SEVENTY-TWO (72) HOURS OF ITS PRESENTATION; HOWEVER, IF THE COUNCIL FAILS TO ACT WITHIN THAT TIME, THE MAYOR'S ORDER SHALL REMAIN IN EFFECT FOR THE DURATION OF THE DECLARED EMERGENCY UNLESS OTHERWISE TERMINATED IN ACCORDANCE WITH THIS CHAPTER.

SECTION 7-15. CONTENTS OF AN EXECUTIVE ORDER

AN ORDER ISSUED PURSUANT TO THIS ORDINANCE SHALL CONTAIN THE

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FOLLOWING:

- A. A STATEMENT OF FACTS UPON WHICH THE ORDER IS BASED; AND
- B. A STATEMENT THAT THE MAYOR BELIEVES IT IS IN THE BEST INTEREST OF PUBLIC SAFETY, RESCUE AND RECOVERY EFFORTS AND THE PROTECTION OF PROPERTY THAT THE EXERCISE OF CERTAIN RIGHTS BE TEMPORARILY LIMITED; AND
- C. A STATEMENT THAT THE CONDITIONS OF THE ORDER ARE DESIGNED TO PROVIDE THE LEAST NECESSARY RESTRICTIONS ON THOSE RIGHTS.

SECTION 7-16. LOGISTICS: USE OF SERVICES AND EQUIPMENT OF MUNICIPALITIES AND CITIZENS; OTHER PERSONNEL

IN ADDITION TO, AND/OR IN CONNECTION WITH THE EXERCISE OF THE POWERS SPECIFIED IN THIS ORDINANCE AND ARTICLE, THE MAYOR SHALL, IN CARRYING OUT THE PROVISIONS THEREOF:

- A. UTILIZE, TO THE MAXIMUM EXTENT PRACTICABLE, THE SERVICES, EQUIPMENT, SUPPLIES, AND FACILITIES OF EXISTING DEPARTMENTS, OFFICES, AND AGENCIES OF THE TOWN, INCLUDING ANY COMMUNITY EMERGENCY RESPONSE TEAM (CERT), AS WELL AS THOSE OF THE STATE, COUNTIES, AND OTHER MUNICIPAL CORPORATIONS ORGANIZED UNDER THE LAWS OF THE STATE, CONSISTENT WITH ANY APPLICABLE INTERGOVERNMENTAL AGREEMENTS (E.G., MEMORANDA OF UNDERSTANDING); AND
- B. IN THE EVENT OF A DISASTER AND UPON THE PROCLAMATION BY THE GOVERNOR OR THE MAYOR OF THE EXISTENCE OF SUCH DISASTER, COMMAND THE SERVICE AND EQUIPMENT OF AS MANY CITIZENS AS THE MAYOR CONSIDERS NECESSARY IN THE LIGHT OF THE DISASTER PROCLAIMED, PROVIDED THAT CITIZENS SO COMMANDEERED SHALL BE ENTITLED DURING THE PERIOD OF SUCH SERVICE TO ALL PRIVILEGES, BENEFITS AND IMMUNITIES AS ARE PROVIDED BY THIS ORDINANCE AND ARTICLE, AND FEDERAL AND STATE CIVIL DEFENSE REGULATIONS FOR REGISTERED CIVIL DEFENSE OR EMERGENCY SERVICE WORKERS; AND
- C. THE MAYOR MAY AT ANY TIME APPOINT OR AUTHORIZE THE APPOINTMENT OF VOLUNTEER CITIZENS TO AUGMENT THE PERSONNEL OF ANY TOWN ACTIVITY IN TIME OF AN EMERGENCY. SUCH VOLUNTEER CITIZENS SHALL BE ENROLLED AS EMERGENCY MANAGEMENT VOLUNTEERS IN COOPERATION WITH THE HEADS OF THE TOWN DEPARTMENTS AFFECTED AND SHALL BE SUBJECT TO THE RULES AND

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REGULATIONS SET FORTH BY THE MAYOR AND/OR COUNCIL. EACH PERSON SERVING AS A MEMBER OF THE EMERGENCY OPERATIONS COMMITTEE OR SIMILAR ADVISORY COUNCIL OR COMMITTEE, OR AS AN EMPLOYEE OR VOLUNTEER IN ANY CAPACITY IN THE TOWN'S EMERGENCY MANAGEMENT OR SIMILAR ORGANIZATION SHALL, PRIOR TO ASSUMING THEIR DUTIES, TAKE AN OATH WHICH SHALL BE SUBSTANTIALLY AS FOLLOWS:

I, _____, DO SOLEMNLY SWEAR (OR AFFIRM) THAT I WILL SUPPORT AND DEFEND THE CONSTITUTION OF THE UNITED STATES AND THE CONSTITUTION OF THIS STATE AGAINST ALL ENEMIES, FOREIGN OR DOMESTIC; THAT I WILL BEAR TRUE FAITH AND ALLEGIANCE TO THE SAME; THAT I TAKE THIS OBLIGATION FREELY, WITHOUT ANY MENTAL RESERVATION OR PURPOSE OF EVASION; AND THAT I WILL WELL AND FAITHFULLY DISCHARGE THE DUTIES UPON WHICH I AM ABOUT TO ENTER, AND I DO FURTHER SWEAR (OR AFFIRM) THAT I DO NOT ADVOCATE THE OVERTHROW OF THE GOVERNMENT OF THE UNITED STATES OR OF THIS STATE BY FORCE OF VIOLENCE; AND THAT DURING SUCH TIME, AS I AM A MEMBER OF THE TOWN OF GALENA'S EMERGENCY MANAGEMENT ORGANIZATION, I WILL NOT ADVOCATE NOR BECOME A MEMBER OR AN AFFILIATE OF ANY ORGANIZATION, GROUP, OR COMBINATION OF PERSONS OR OF ANY POLITICAL PARTY THAT ADVOCATED THE OVERTHROW OF THE GOVERNMENT OF THE UNITED STATES OR OF THIS STATE BY FORCE OR VIOLENCE.

D. EMERGENCY MANAGEMENT VOLUNTEERS ASSIGNED TO DUTY DURING A PERIOD OF NATURAL DISASTER OR CIVIL EMERGENCY IN THE TOWN SHALL BE ELIGIBLE FOR THE BENEFITS OF THE STATE WORKER'S COMPENSATION LAW AT A RATE OF COMPENSATION COMMENSURATE WITH THAT OF PERSONS PERFORMING SIMILAR WORK UNDER CONDITIONS OF REGULAR EMPLOYMENT.

SECTION 7-17. DISASTER READINESS AND RESPONSE PLAN

PLANS AND PROGRAMS FOR THE EXECUTION OF EMERGENCY POWERS, INCLUDING A DISASTER READINESS AND RESPONSE PLAN OR AN EMERGENCY MANAGEMENT/CONTINUITY OF OPERATIONS PLAN, SHALL BE PREPARED AND MAINTAINED UNDER THE DIRECTION OF THE MAYOR. THE MAYOR SHALL SUBMIT SUCH PLANS, PROGRAMS, AND ANY PROPOSED AMENDMENTS TO THE TOWN

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COUNCIL FOR REVIEW AND APPROVAL BY RESOLUTION. UPON APPROVAL, THE MAYOR IS AUTHORIZED TO EXERCISE THE POWERS PROVIDED IN THOSE PLANS AND PROGRAMS IN ACCORDANCE WITH THEIR TERMS.

SECTION 7-18. NOTIFICATION OF GOVERNOR, NEWS MEDIA, AND PUBLIC

THE MAYOR SHALL ENSURE THAT ANY PROCLAMATION OR ORDER ISSUED PURSUANT TO THE AUTHORITY OF THIS ORDINANCE AND ARTICLE IS DELIVERED TO THE GOVERNOR OF THE STATE AND, TO THE EXTENT PRACTICABLE, TO ALL NEWS MEDIA WITHIN OR NEAR THE TOWN. THE MAYOR SHALL ALSO UTILIZE ANY OTHER AVAILABLE MEANS OF COMMUNICATION, INCLUDING BUT NOT LIMITED TO POSTING ON PUBLIC FACILITIES, SIGNAGE, PUBLIC ADDRESS SYSTEMS, NEWSLETTERS, NEWSPAPERS, TOWN INTERNET WEBSITES, AND SOCIAL MEDIA ACCOUNTS, AS MAY BE PRACTICAL AND NECESSARY IN THE MAYOR’S JUDGMENT TO PROVIDE THE WIDEST POSSIBLE DISSEMINATION OF SUCH PROCLAMATIONS AND ORDERS TO THE PUBLIC.

SECTION 7-19. FAILURE TO OBEY; VIOLATIONS AND PENALTIES

A PERSON, BUSINESS ENTITY, RESPONSIBLE PARTY, OWNER, OR EXECUTIVE COMMITS THE OFFENSE OF FAILURE TO OBEY AN EMERGENCY ORDER WHEN THEY KNOWINGLY VIOLATE ANY ORDER ISSUED BY THE MAYOR OR TOWN COUNCIL UNDER THE AUTHORITY OF THIS ORDINANCE AND ARTICLE. IT IS UNLAWFUL FOR ANY PERSON TO FAIL OR REFUSE TO OBEY AN ORDER PROCLAIMED BY THE MAYOR OR COUNCIL PURSUANT TO THE PROVISIONS OF THIS ORDINANCE AND ARTICLE. ANY PERSON CONVICTED OF VIOLATING THIS ORDINANCE OR ARTICLE SHALL BE GUILTY OF A MISDEMEANOR PUNISHABLE BY A FINE NOT EXCEEDING \$5,000, IMPRISONMENT FOR NOT MORE THAN 180 DAYS, OR BOTH. ADDITIONALLY, PURSUANT TO SECTION 14-114 OF THE PUBLIC SAFETY ARTICLE OF THE ANNOTATED CODE OF MARYLAND, A PERSON WHO WILLFULLY VIOLATES AN ORDER, RULE, OR REGULATION ISSUED UNDER THE AUTHORITY OF THE GOVERNOR PURSUANT TO THE MARYLAND EMERGENCY MANAGEMENT AGENCY ACT IS GUILTY OF A MISDEMEANOR AND, UPON CONVICTION, IS SUBJECT TO IMPRISONMENT FOR UP TO ONE YEAR, A FINE NOT EXCEEDING \$5,000, OR BOTH.

* * *

AND BE IT FURTHER RESOLVED, that if any section or part of a section of this Ordinance is held invalid by a court of competent jurisdiction, such holding shall not affect the

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remainder of this Ordinance or the context in which the invalid section or portion appears, except to the extent that an entire section or portion thereof is inseparably connected in meaning and effect with the section or portion to which the holding directly applies.

AND BE IT FURTHER ORDAINED AND ENACTED, that a fair summary of this ordinance shall be published at least twice after the date of passage in a newspaper or newspapers having general circulation in the Town.

HAVING BEEN DULY ADOPTED on the ____ day of April 2026 to be effective at the expiration of twenty (20) calendar days following approval on ____ day of April 2026, we hereby affix our signatures. Following adoption, a fair summary of this Ordinance will be published at least twice (2) in a newspaper having circulation in the area.

THE TOWN OF GALENA

Tyler J. Carpenter, Mayor

Sarah E. Merrell, Councilmember

Cheryl A. Richwine, Councilmember

John T. Carroll, Jr., Councilmember

John W. Duhamell, Jr., Councilmember

Attest:

Marisa R. Pisapia, Town Administrator

APPROVED AS TO FORM:

Kevin J. Best, Town Attorney

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