

EMERGENCY ORDER

Local Emergency Order for Broome County

I, Jason T. Garnar, the Chief Executive of Broome County, in accordance with a declaration of a State of Emergency issued on September 8th, 2023, and pursuant to Section 24 of the New York State Executive Law, do hereby order:

Section 1. Prohibition of Acceptance Within the County of New York City FHEPS Vouchers, Absent Written Authorization By The County of Broome

- A. No person, business, or other entity within the County of Broome shall accept or agree to accept, by lease agreement or otherwise, a New York City FHEPS rental voucher or other voucher without first applying for and obtaining the prior written authorization of the County Executive or his designee, such authorization to be given only after determining that such agreement would not jeopardize the health, safety, or welfare of the County and its residents.
- B. Such application for authorization shall be in the form approved by the County Executive or his designee and shall, at a minimum, identify the address of the property, the term of the lease or other agreement, the monthly rent amount, the amount of the proposed New York City FHEPS voucher, and the legal names, birthdates, current addresses (if any) of all persons to be housed at the property; and any and all records pertaining to services requested by such persons or administered to such persons by the City of New York.
- C. The County Executive or his designee, in granting the authorization described herein, may impose such additional conditions as he, in his reasonable discretion, deems necessary to protect the health, safety, or welfare of the County and its residents.

Section 2. Penalties and Remedies

- A. Pursuant to New York State Executive Law Section 24(5), any person who, or entity which, knowingly violates the provisions of this Local Emergency Order shall be guilty of a class B misdemeanor. The Broome County Sheriff is authorized to issue appearance tickets for any such knowing violation of this Local Emergency Order.
- B. In addition to the foregoing penalty, any person who, or entity which, knowingly violates any provision of this Local Emergency Order or any term or condition of the authorization provided hereby shall be liable for a civil penalty of Two Thousand Dollars and Zero Cents (\$2,000.00) per day. The civil penalties provided by this paragraph shall be recoverable in an action instituted in the name of the County and initiated by the County.
- C. Regardless of any other penalty, remedy or relief sought by the County for any violation of this Local Emergency Order, the County Attorney may commence actions or proceedings in the name of the County, in a court of competent jurisdiction, to abate any violations of this Local Emergency Order.

D. The penalties or remedies of this Local Emergency Order are not exclusive of any other remedy or penalty but are in addition to all such other remedies and penalties and may be pursued at any time whether prior to, simultaneously with, or following any other remedy or penalty.

Section 3. Severability.

If any clause, sentence, paragraph, or part of this Local Emergency Order shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder hereof, but shall be confined in its operation to the clause, sentence, paragraph, section, or part of this Local Emergency Order so adjudged to be invalid.

Section 4. Effective Date

This Executive Order shall take effect immediately.

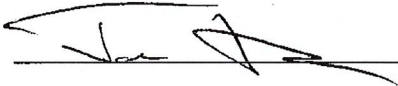
Section 5. Duration of Local Emergency Order

The Local Emergency Order shall remain in effect for five days unless sooner modified, extended, or revoked, and may be extended for additional periods not to exceed five days during the pendency of the local state of emergency.

Signed this the 6th day of October, 2023 at 12:00 o'clock P.M. in Broome County, New York.

Jason Garnar

County Executive



Patrick Dewing
(Witness)

Director, Office of Emergency Services

