

**VILLAGE OF YELLOW SPRINGS, OHIO**

**RESOLUTION 2021-32**

**DECLARING A PANDEMIC STATE OF EMERGENCY  
IN THE VILLAGE OF YELLOW SPRINGS, OHIO**

WHEREAS, COVID-19 is a disease that can result in serious illness or death, caused by the SARS-CoV-2 coronavirus, and the “Delta variant” of COVID-19 can more easily spread between persons in close contact with each other, even in some cases, to individuals who are fully vaccinated as defined by the Centers for Disease Control (“CDC”),

WHEREAS, on January 30, 2020, the International Health Regulations Emergency Committee of the World Health Organization declared the outbreak of COVID-19 a public health emergency of international concern due to its potential to become a worldwide pandemic; and

WHEREAS, the State of Ohio declared an emergency by Executive Orders issued March 9, 2020 by Governor Mike DeWine, subject to multiple amendments which expired on June 2, 2021;

WHEREAS, the Village Council of Yellow Springs declared a local state of emergency due to the pandemic caused by COVID-19 on April 20, 2020 by adoption of Resolution 2020-15, which also expired pursuant to Section 7 of the Resolution concurrent with the expiration of the State of Ohio’s state of emergency on June 2, 2021;

WHEREAS, since then, the CDC has identified the Delta variant of COVID-19 as an imminent threat posing a high probability of widespread exposure and has identified Greene County as an area of “high transmission” with a continuing increase in COVID-19 cases since July 11, 2021, according to available data reported at <https://covid.cdc.gov/covid-data-tracker/#county-view>;

WHEREAS, after weighing the available information about the situation with the most recent guidance from the CDC, the Greene County Combined Health District, and the Ohio Department of Health, Council concludes that pandemic protection protocols should be re-implemented to protect public health,

**NOW, THEREFORE, BE IT RESOLVED BY COUNCIL FOR THE VILLAGE OF  
YELLOW SPRINGS, GREENE COUNTY, OHIO THAT:**

**Section 1.** The Village of Yellow Springs is under a state of emergency until the CDC’s Level of Community Transmission reported for Greene County, Ohio is reduced below “High” and/or “Substantial” based on the seven-day moving average of COVID-19 cases reported.

**Section 2.** The Village Manager shall monitor the CDC’s Level of Community Transmission in the course of his daily duties and update Council of any change in the CDC’s Level of Community Transmission at least weekly.

**Section 3.** This state of emergency authorizes the Village Manager to implement the provisions of Sections 660.02, 660.10 and 660.16 of the Codified Ordinances pertaining to pandemic

precautions and the Yellow Springs Police Division to return to the protocols established by Resolution 2020-49 for enforcement of those protocols.

**Section 4.** Public bodies of the Village may resume fully remote meetings due to the state of emergency under Section 220.02 of the Codified Ordinances. Anyone attending an in-person, indoor meeting must wear a mask and maintain social distance during the state of emergency.

**Section 5.** This resolution is hereby declared to be an emergency measure under home rule power granted by the Village Charter and immediately necessary to preserve the public interest and for the health, safety and welfare of the citizens of and visitors to the Village.

Signed: \_\_\_\_\_  
Brian Housh, President of Council

Passed: 8-9-2021

Attest: \_\_\_\_\_  
Judy Kintner, Clerk of Council

ROLL CALL:

Brian Housh\_Y\_      Marianne MacQueen\_ABSENT\_\_      Kevin Stokes\_\_Y\_\_  
Lisa Kreeger\_\_Y\_      Laura Curliss\_N\_