



# Town of Upper Marlboro

Town Hall, 14211 School Lane  
Upper Marlboro, MD 20772

Tel: (301) 627-6905  
Fax: (301) 627-2080

info@uppermarlboromd.gov  
[www.uppermarlboromd.gov](http://www.uppermarlboromd.gov)

Mailing address: P.O. Box 280 • Upper Marlboro, MD 20773-0280

**THE TOWN OF UPPER MARLBORO, MARYLAND JOINT DECLARATION  
OF A LOCAL STATE OF EMERGENCY (TOWN EMERGENCY ORDER NO. DOE 2021-03)  
AND RESOLUTION (NO. 2021-27) OF THE TOWN BOARD OF COMMISSIONERS OF THE  
TOWN OF UPPER MARLBORO EXTENDING THE LOCAL STATE OF EMERGENCY  
INITIALLY ISSUED ON MARCH 25, 2020 THROUGH JANUARY 31<sup>ST</sup>, 2022**

**WHEREAS**, the Governor, as of March 5, 2020 and thereafter, has issued orders initially declaring a state of emergency and catastrophic health emergency for the epidemic known as COVID-19; and

**WHEREAS**, in accordance with Emergency Ordinance 2020-04 (Emergency Operations), the President of the Town may declare a Local State of Emergency for a 30-day period; and

**WHEREAS**, an initial Emergency Declaration was declared on March 25, 2020, with multiple extensions approved by the Board of Town Commissioners thereafter; and

**WHEREAS**, an Order of the Governor of the State of Maryland Number 20-09-01-01 issued September 1, 2020, specifically authorized political subdivisions to issue more restrictive orders than issued by the Governor including requiring any businesses, organizations, establishments, or facilities to close or modify their operations; and/or requiring individuals to remain indoors or to refrain from congregating; and

**WHEREAS**, the Mayor of the Town of Upper Marlboro issued a proclamation further declaring a local emergency on March 1, 2021 and ordering the Town offices and Municipal Building to continue to be closed to the public except for (i) police operations, (ii) conduct a municipal election, (iii) allow entry to Town Hall for individuals to conduct Town business with social distancing and masking requirements, (iv) to allow organized municipal health and exercise classes on certain days; and

**WHEREAS**, while the Governor is authorized to issue emergency orders, so too may the local executives of the counties and municipalities, including the Mayor of Upper Marlboro, as well as the county health officers; and

**WHEREAS**, Co. Executive Order No. 18-2021, issued on August 5, 2021, requires all persons over the age of five to wear a face covering indoors as a mitigation measure in all public places; and

**WHEREAS**, on August 18, 2021, Executive Order No. 19-2021 imposed certain reporting and testing requirements on County employees, volunteers and contractors; and

**WHEREAS**, on September 30, 2021, Co. Executive Order No. 21-2021 expanded the face covering requirement to all persons over the age of two; thereby, Prince George's County has expanded its indoor mask mandate to include children ages 2-5, and now, residents and visitors over the age of 2 are required to wear masks in all indoor public venues and businesses in Prince George's County, and

similar to past mandates, exceptions exist for eating and drinking, or those with a bona fide disability that prevents mask wearing; and

**WHEREAS**, on October 4, 2021, Co. Executive Order No. 22-2021 amended Executive Order No. 19-2021 to further implement the vaccination and testing requirements for county employees, volunteers, and contractors; and

**WHEREAS**, as required by Section 5 of Emergency Ordinance 2020-04 upon issuing any emergency proclamation, the President does hereby find the following:

(i) That conditions of peril to the safety of persons and property continue to exist within said Town, caused by the COVID-19 epidemic; and

(ii) That the President believes it is in the best interest of public safety and the protection of property that the exercise of certain rights be temporarily limited and that the conditions of this Order is designed to provide the least necessary restriction on those rights; and

**WHEREAS**, the President does hereby further find that it is in the best interest of public safety and the protection of property that the exercise of certain rights be temporarily limited and that the conditions of this Order is designed to provide the least necessary restriction on those rights.

**NOW THEREFORE**, be it resolved that on this 9th day of November 2021, President Linda Pennoyer of the Board of Commissioners for the Town of Upper Marlboro, hereby declares:

1. As of 5:00 p.m. a State of Local Emergency continues to exist within the boundaries of the Town of Upper Marlboro because of ongoing concerns about the possible spread of the Coronavirus (COVID-19).
2. That during the existence of said local and/or State emergency the Town shall observe the same rules and restrictions as the County, as adopted by reference herein below, except for any modifications to same found in this Joint Order and Resolution.
3. The Town of Upper Marlboro and its residents, businesses and visitors will follow the directives of the Prince George's County Executive, Co. Executive Order No. 21-2021, dated Sept. 30, 2021 whereby the indoor mask mandate shall include children ages 2-5, and residents and visitors over the age of 2 are required to wear masks in all indoor public venues and businesses in Prince George's County, and similar to past mandates, exceptions exist for eating and drinking, or those with a bona fide disability that prevents mask wearing, or as otherwise directed by either the County Executive via an executive order or the county governing body via a subsequent Council Resolution, or the Board of Town Commissioners of Upper Marlboro.
4. The State of Local Emergency shall extend through January 31<sup>st</sup>, 2022, unless terminated or modified earlier.
5. All Town-owned buildings and facilities are to remain closed to the public until the cancellation of this State of Local Emergency, or the Board of Town Commissioners approving a reopening plan drafted by the Town Administrator and security upgrades. The reopening plan may include authorization for Town Hall meeting room rentals to resume as well.

6. The Town shall follow the COVID-19 Response Policy and Directive for Town personnel and visitors to Town facilities, and the Town Response Plan for Courthouse Reopening, each hereby attached hereto and incorporated by reference herein, until the cancellation of this declaration. All prior Town emergency orders issued remain in effect except as modified by this Order. The Town shall follow the County Mark Mandate.
7. During this State of Local Emergency, the President and Board of Town Commissioners shared responsibilities include but are not limited to taking actions authorized by the Town Charter, Town Ordinances, and State and Local Executive or Health Officer Orders issued to protect the public's health, safety, and welfare.

BE IT FURTHER RESOLVED, by the Board of Commissioners for The Town of Upper Marlboro, sitting in regular session on this 14<sup>th</sup> day of December 2021, that the Town Board of Commissioners agrees that the COVID-19 pandemic continues to endanger the Town, and hereby approves, ratifies, and authorizes this Order and the extension of the Local State of Emergency to remain in effect and to extend through January 31st, 2022, unless terminated or modified earlier.

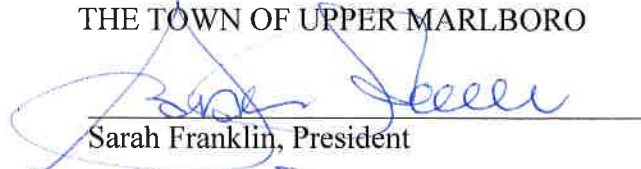
ATTEST:

  
 Clerk: John Hoatson

Date: December 14, 2021



THE TOWN OF UPPER MARLBORO

  
 Sarah Franklin, President

  
 Janice Duckett, Commissioner

  
 Thomas Hanchett, Commissioner

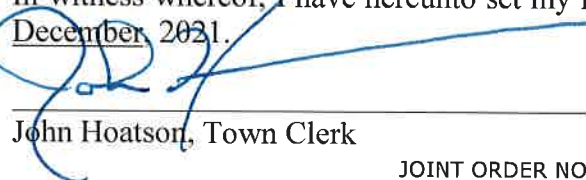
  
 Karen Lott, Commissioner

\_\_\_\_\_  
 Vacant, Commissioner

CERTIFICATION

I, the undersigned, hereby certify that I am the Town Clerk of the Town of Upper Marlboro and that the Board of Town Commissioners of the Town of Upper Marlboro at a public meeting at which a quorum was present adopted this Joint Declaration of a Local State of Emergency (Town Emergency Order No. DOE 2021-03) and Resolution (No. 2021-27), and that said Joint Resolution and Order is in full force and effect and has not been amended or repealed.

In witness whereof, I have hereunto set my hand and seal of the municipal corporation, this 14<sup>th</sup> day of December, 2021.

  
 John Hoatson, Town Clerk