



Naperville

OFFICE OF THE MAYOR

Steve Chirico

April 4, 2020

Amended Executive Order 2020 – 04

EXECUTIVE ORDER OF THE MAYOR OF THE CITY OF NAPERVILLE

RECITALS

1. **WHEREAS**, on January 30, 2020, the World Health Organization declared the COVID-19 outbreak to be a public health emergency of international concern; and
2. **WHEREAS**, on March 13, 2020, the President of the United States issued a proclamation on declaring a national emergency concerning the COVID-19 outbreak, and
3. **WHEREAS**, on March 9, 2020, the Governor of the State of Illinois issued a disaster proclamation due to the impact of the COVID-19 outbreak and activated the State Emergency Operations Center; and
4. **WHEREAS**, on March 16, 2020, the Governor of the State of Illinois issued Executive Order 2020-07, suspending on-premise consumption of food and beverages in places of public accommodation and prohibiting gatherings of 50 people or more; and
5. **WHEREAS**, on March 17, 2020, at an emergency Naperville City Council meeting a local state of emergency and disaster related to the COVID-19 outbreak was declared (see, *Mayor of Naperville's Declaration of a Local State of Emergency and Disaster* and *City of Naperville Ordinance 20-028 pertaining to a local state of emergency and disaster*); and
6. **WHEREAS**, effective Wednesday, March 18, 2020, all City of Naperville buildings have been closed to the public and many City staff began working remotely impacting City public business operations; and
7. **WHEREAS**, on March 20, 2020, the Governor of the State of Illinois issued Executive Order 2020-10, requiring that all non-essential business and operations cease and requiring all individuals currently living in the State of Illinois to stay at home or their place of residence except as necessary to perform essential activities; and



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8. **WHEREAS**, on April 1, 2020, the Governor of the State of Illinois issued Executive Order 2020-18, extending and continuing prior executive orders, including the order for residents to stay at home or their place of residence except as necessary to perform essential activities through April 30, 2020; and
9. **WHEREAS**, hardships have been placed on businesses and residents because of the COVID-19 virus outbreak and the Governor of the State of Illinois' Executive Order 2020-10 requiring the closure of non-essential businesses; and
10. **WHEREAS**, the City collects landscape waste once a week, and requires the purchase and placement of landscape stickers on bags, bundles or containers of landscape waste prior to pick up; and
11. **WHEREAS**, residents would need to leave their homes to purchase landscape waste stickers at various locations to have their landscape waste picked up during the "stay at home" Executive Order; and
12. **WHEREAS**, residents would need to leave their homes to purchase landscape waste stickers at various locations to have their landscape waste picked up during the "stay at home" Executive Order; and
13. **WHEREAS**, on March 21, 2020, the Mayor of the City of Naperville issued Executive Order 2020-04, which temporarily suspended the City's requirement that an approved sticker be affixed on all landscape waste bags, bundles or containers through April 7, 2020 and now with the extension of the State of Illinois' stay at home order, it is within the public's best interest to extend the temporary suspension of landscape stickers through April 10, 2020; and
14. **WHEREAS**, the City of Naperville is a home rule unit of local government and may exercise any power and perform any function pertaining to its government and affairs including, but not limited to, the power to regulate for the protection of the public health, safety, morals and welfare, including taking immediate emergency measures to protect the public welfare in response to the COVID-19 outbreak.

THEREFORE, by the powers vested in me as the Mayor of the City of Naperville, and pursuant to 65 ILCS 5/11-1-6 of the Illinois Municipal Code, 20 ILCS 3305/11 of the Illinois



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Emergency Management Agency Act, Sections 10-1-1 and 1-8D of the Naperville Municipal Code, the Mayor of Naperville's Declaration of a Local State of Emergency and Disaster and City of Naperville Ordinance No. 20-028, I hereby order the following:

SECTION 1: Recitals. The Recitals set forth above are found to be true and correct and are hereby incorporated herein and made part hereof in their entirety by reference as though fully set forth in this Section 1.

SECTION 2: Section 4-2-3:3.2 of the Municipal Code, requiring an approved sticker affixed on all landscape waste bags, bundles or containers, shall be temporarily suspended and residents may place landscape waste bags, bundles and containers out for pickup without a sticker through April 10, 2020.

SECTION 3: Savings Clause. If any provisions of this Executive Order or its application to any person or circumstance is held invalid or unenforceable by any court of competent jurisdiction, this invalidity or unenforceability does not affect any other provisions or application of this Executive Order, which can be given effect without the invalid or unenforceable provision or application. To achieve this purpose, the provisions of the Executive Order are declared to be severable.

SECTION 4: Effective Date. This Executive Order shall be in full force and effect from 12:00 A.M. on the date listed atop page one of this Order.

APPROVED this 4th day of April 2020.

/s/ Steve Chirico

Steve Chirico
Mayor