

State of Alabama)
City of Tuscaloosa)

EXECUTIVE ORDER OF THE MAYOR

To: Citizens of Tuscaloosa
 All Department Heads

Executive Order Number: 2011- 006

Date: April 29, 2011

Regarding: Emergency regulations pertaining to the movement of persons in areas
 deemed to be hazardous or vulnerable
 (File No. A11-0429)

Authority:

By the authority vested in me by the applicable provisions of the laws of the State of Alabama, including but not limited to Ala. Code §11-44B-7 (1975), pursuant to which the Mayor of the City as the Chief Executive Officer has the general supervision and control of all other officers and the affairs of the City, and pursuant to the emergency powers vested in me as Mayor by Alabama State Law and the ordinances and resolutions of the City of Tuscaloosa, and including without limitation ALA. CODE §11-45-1, ALA. CODE §31-9-10, §9-3 and §9-11 of the Code of Tuscaloosa, the Proclamation of Existence of a Local Disaster And Emergency issued by me on April 27, 2011, and the resolution of the Tuscaloosa City Council adopted on April 27, 2011, and as otherwise provided by law, I, Walter Maddox, as Mayor do hereby order and direct as follows:

1. The Chief of Police and his designees are authorized to prohibit, restrict, and/or place conditions on the movement of persons into areas damaged or affected by the tornado of April 27, 2011. The areas subject to such restrictions may be designated in any manner that gives reasonable notice, including without limitation by verbal command, the posting of sentries, fencing, caution tape, barricades, signs, or otherwise.
2. Law enforcement officers and the National Guard are authorized to deny any person from entering or remaining within the areas so restricted. Law Enforcement officers may arrest any person who violates such restrictions as a trespasser.
3. The Chief of Police may authorize law enforcement officers in the field to exercise discretion to allow entry of persons into such restricted areas when

there is reason to believe good cause exists, or to allow such entry under terms or conditions that the Chief reasonably imposes.

4. The exercise of this authority may be for any lawful purpose, including without limitation to protect public health, safety, and welfare; to minimize the risk of injury to persons or property; to prevent or decrease the opportunity for criminal activity; to keep areas clear for persons working in disaster response; and/or as may otherwise be reasonably necessary.

Implementation:

All Departments of the City and their respective employees to whom this Executive Order applies shall forthwith implement the same in accordance with its terms and requirements. Nothing contained in this order shall relieve a person from any requirement to obtain a license or other authorization in compliance with applicable laws and regulations. This order is not intended to conflict with, supersede or contradict any lawful ordinance or resolution duly enacted by the City Council. This Order does not create any right, benefit, or privilege, substantive or procedural, enforceable at law or in equity by a party against the City, its departments, agencies, entities, officers, employees, or agents, or any other person.

So Ordered from City Hall, effective immediately.



Walter Maddox
Mayor, City of Tuscaloosa