

## City of Sanford



**From the Desk of  
Steven R. Buck  
City Manager**



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### Press Release

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To: All Parties

Subject: **Emergency Declaration of Curfew Amended**

Date: June 5<sup>th</sup>, 2020

The City of Sanford has been made aware of a scheduled protest prompted by the death of George Floyd in Minneapolis on May 25, 2020. The City has conferenced with the Organizer, Project Community to facilitate their planned Protest on Saturday, June 6<sup>th</sup> at 1:00PM in Gowen Park.

The City has undertaken an extensive planning process to ensure the organized protest will be accommodated and their message can be delivered and heard. Planning has focused on the peaceful protest and prevention of acts outside of the protest detracting from the importance of why people are assembling.

The City seeks to protect and serve all residents and people within Sanford through the exercise of strong planning and through adherence to our laws while ensuring the constitutionally protected right to free speech. The protection of free speech and adherence to laws protecting life and property are not mutually exclusive and must be preserved equitably for all people.

The City recognizes that laws and policies exist to prevent exactly what happened to George Floyd, yet injustices have fallen upon Mr. Floyd and far too many others. It is because of the injustice against Mr. Floyd that it is necessary to communicate to change the hearts and minds of all people as a means to prevent any future injustice against any person.

Given new information, the Emergency Declaration and Emergency Curfew issued on June 4, 2020 has been amended.

Emergency Curfew is enacted for the hours of 10:00PM June 6, 2020 to 5:00AM June 7, 2020 to aid in the preservation of civil order found to be necessary as measured from the history of actions taken after similar protests have occurred and identified evidence linked to imminent civil disturbances. The City finds this regrettable to implement as the historical actions of the riotous and looting persons continue to detract from and diminish the important message of the many, detracted by the few.

Exemptions for essential travel, essential businesses, and emergencies are established, as such terms are defined in state law or emergency orders issued by the Governor of the State of Maine.

## City of Sanford



Steven R. Buck  
City Manager



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### Emergency Declaration – Curfew - Amended

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#### Emergency Proclamation and Declaration of Curfew, pursuant to Sanford Code §§ 27-5 & 27-7(A)2

Date: June 5<sup>th</sup>, 2020

**Whereas**, a state of emergency has been signaled of civil disturbance conditions appearing as imminent within the authority of Chapter 27, Section 27-5(A); and

**Whereas**, the City has been notified of a planned Civil Protest on June 6<sup>th</sup>, 2020 as verified by issued permit or a permit inquiry with of an undefined number or persons in excess of 50 under City Code; and

**Whereas**, numerous recent civil protests and mass gatherings across the Country and in Maine have had documented occurrences of civil disturbance causing personal injuries, destruction of property, looting, and rioting during night time hours; and

**Whereas**, the City identified through planning the need to protect the Constitutional Right for protest and the expression of free speech while protecting against the violation of laws preserving peace, life, and property; and

**Whereas**, the City has identified evidence linked to imminent civil disturbances with the intent to cause harm.

**Therefore**, pursuant to the authority granted in City Code Chapter 27-5 an **Emergency Proclamation** is hereby made pursuant to the authority granted to address imminent threats to the rights of people and property on this date June 5<sup>th</sup>, 2020.

**Further**, pursuant to City Code Chapter 27-7 (2) Regulations facilitating or restricting the movement of persons within the City, an **Emergency Curfew is hereby declared**.

**Be it Declared an Emergency Curfew as follows:**

An Emergency Curfew is hereby established pursuant to Code § 27-7(A)(2) prohibiting any person to knowingly remain, walk, run, stand, drive or ride in or upon any public place in the City of Sanford between the hours of 10:00PM on June 6, 2020 to 5:00AM on June 7, 2020.

Exemptions for essential travel, essential businesses, and emergencies are established, as such terms are defined in state law or emergency orders issued by the Governor of the State of Maine.

Violation of the Emergency Proclamation and Curfew shall be punishable as provided in Code § 27-11 Emergency Management Violations and Penalties as follow:

**§ 27-11 Violations and penalties.**

**A.** It shall be unlawful for any person to violate any provisions of this chapter or of the regulations or plans issued pursuant to the authority contained herein, or to obstruct, hinder or delay any Emergency Management Agency forces as herein defined in the enforcement of the provisions of this chapter or any regulation or plan issued hereunder.

**B.** Any person, firm or corporation violating any provision of this chapter or any rule or regulation promulgated hereunder, upon conviction thereof, shall be punished by a fine of not less than \$100 and not more than \$500 and the costs of prosecution.

This Emergency Proclamation is in effect immediately and amends and replaces the Emergency Declaration of Curfew issued on June 4, 2020.