



CITY OF SCOTTSDALE – OFFICE OF THE MAYOR

*Proclamation
and
Declaration of Emergency*

WHEREAS, on May 30, 2020, civil unrest occurred in the City of Scottsdale (“City”) in which several hundred people gathered, destroyed and criminally damaged and looted property within the City; and

WHEREAS, it became necessary for the Scottsdale Police Department to declare an unlawful assembly in response to the actions of these individuals; and

WHEREAS, it further became necessary for the Scottsdale Police Department to seek assistance from multiple local and state law enforcement agencies in an effort to disperse the unlawful assembly and protect the citizens and businesses located within the City; and

WHEREAS, Governor Ducey has since announced a statewide emergency and intends to declare a curfew beginning at 8:00 PM; and

WHEREAS, pursuant to A.R.S. §26-311 and S.R.C. §10-3, the Mayor of the City of the Scottsdale hereby determines that there is extreme peril to the safety of people and property; and

NOW THEREFORE; I, W.J. “Jim” Lane, as Mayor of the City of Scottsdale, County of Maricopa, State of Arizona, by virtue of the authority vested in me, and in accordance with law, do hereby proclaim and declare to the People of the City of Scottsdale as follows:

1. There now exists in the City of Scottsdale a State of Emergency; and
2. The current state of civil unrest presents conditions within the City of Scottsdale that endanger life and property and justify this Declaration of Emergency; and
3. In States of Emergency the Mayor may govern by Proclamation in order to protect life and property and to preserve the peace of the City of Scottsdale; and
4. That the Mayor may impose, consistent with the US and Arizona Constitutions, State law, the City Charter and City ordinances, whatever proclamations or regulations that are necessary to preserve the peace, public health and safety and order of the City of Scottsdale; and
5. Pursuant to A.R.S. §38-431.02(D), due to the present state of emergency, the City Council has held an emergency meeting to receive a briefing and discuss the emergency

and a notice of this meeting shall be posted within twenty-four hours of this Proclamation; and

6. The Police are hereby ordered to remove, disperse, or arrest any person found to be in violation of this Proclamation or who has committed or is attempting to commit any of the following acts: Disturbing the peace by using any threat to use force or violence or other means to disturb the peace; or making any attempt or advance towards the commission of any act which would be a riot if actual committed; taking part in a riot or unlawful assembly; or to harm or threaten to harm life, personal safety or property; or committing any crime against the laws of the State of Arizona or the ordinances of the City of Scottsdale; or any person refusing to obey the lawful order of any public officer or person assisting such public officer in attempting to restore peace, tranquility and order to the City, or to provide emergency or necessary public services; and

7. The Police are further ordered and authorized to use any and all lawful means at their disposal for the enforcement of this PROCLAMATION. The Police are further authorized and empowered to use any other lawful means at their disposal to dispel or disperse a disturbance of the peace, riot, or unlawful assembly or to protect life and property; and

8. Anyone violating any provision of this PROCLAMATION shall be punished as provided by law.

9. This PROCLAMATION and STATE OF EMERGENCY shall expire on June 7, 2020 unless further extended.

ISSUED this 31st day of May 2020.

CITY OF SCOTTSDALE, an Arizona
municipal corporation

By: _____

W.J. "Jim" Lane
Mayor

ATTEST:



Carolyn Jagger
City Clerk

APPROVED AS TO FORM:



Sherry R. Scott
City Attorney