

## City of Patterson

### Proclamation of the Existence of a Local Emergency By the Director of Emergency Services

**WHEREAS**, Section 2.36.060 of the Patterson Municipal Code empowers the Director of Emergency Services to proclaim the existence or threatened existence of a local emergency in the City of Patterson (the “City”) if the City Council is not in session, subject to ratification by the City Council within seven (7) days; and

**WHEREAS**, beginning on or about December 27, 2022, winter storms related to an atmospheric river system struck the City of Patterson bringing damaging winds, substantial precipitation, flooding, and soil erosion, and a substantial risk of damage to public and private property, including critical infrastructure and facilities, and this system continues to impact the City; and

**WHEREAS**, on January 4, 2023, the Governor of the State of California proclaimed a state of emergency throughout the State of California to support the ongoing response to these winter storms; and

**WHEREAS**, on January 9, 2023, the Stanislaus County Office of Emergency Services declared a state of emergency in Stanislaus County (the “County”) and recommended that cities within the County adopt their own respective emergency declarations or proclamations to ensure the availability state and federal funding, and not rely solely on the County’s declaration; and

**WHEREAS**, on January 9, 2023, the President of the United States approved an emergency declaration for the State of California in response to the winter storms, which authorizes the Federal Emergency Management Agency (FEMA) to coordinate disaster relief efforts and mobilize emergency resources; and

**WHEREAS**, the health, safety, and welfare of City residents, businesses, visitors, and staff are of utmost importance to the City, and additional future measures may be needed to protect the community; and

**WHEREAS**, declaring a local emergency allows additional resources to flow into the City in a timely fashion; and

**WHEREAS**, existing conditions related to the winter storm and extreme weather conditions described above constitute an emergency as defined in Patterson Municipal Code Section 2.36.020; and

**WHEREAS**, the Director of Emergency Services of the City of Patterson hereby finds that:

- Beginning on or about December 27, 2022, winter storms related to an atmospheric river system struck the City of Patterson bringing damaging winds,

substantial precipitation, flooding, soil erosion, and a substantial risk of damage to public and private property, including critical infrastructure and facilities, and this system continues to impact the City; and

- The conditions caused by winter storms in the City of Patterson, by reason of their magnitude, create or will create extreme peril to the safety of persons and property, will impact significant City and community operations, including critical public infrastructure and services, and will require the provision of additional public safety and emergency services beyond the immediate capabilities of local resources, services, personnel, equipment, and facilities; and
- Weather conditions contributing to increased risk of flooding are forecasted to persist through the forecast period; and
- These conditions are, or are likely to be, beyond the control of the services, personnel, equipment, and facilities of the City, and requiring the combined forces of other political subdivisions to combat; and
- At the time of this proclamation, the City Council is not in session, and cannot be called into session.

**NOW, THEREFORE, IT IS HEREBY PROCLAIMED** that a local emergency now exists throughout the City due the actual or threatened existence of conditions of disaster or of extreme peril to the safety of persons and property within the City caused by winter storms and extreme weather conditions.

**IT IS FURTHER PROCLAIMED AND ORDERED** that during the existence of the local emergency, the powers functions and duties of the Director of Emergency Services and the emergency organization of the City shall be those prescribed by State law, the ordinances and resolutions of the City, and the City of Patterson Emergency Plan.

**IT IS FURTHER PROCLAIMED AND ORDERED** that the local emergency shall expire unless ratified by the City Council within seven (7) days of this proclamation.



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Ken Irwin, City Manager  
Director of Emergency Services

Dated: January 12, 2023

Approved as to Form:

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Nubia Goldstein,  
City Attorney