

**EXECUTIVE ORDER NUMBER 2024-04
BY THE MAYOR**

DECLARING, IN ACCORDANCE WITH SECTION 2-181 OF THE CITY OF ATLANTA CODE OF ORDINANCES, THAT THERE IS AN EMERGENCY IN EXISTENCE WITHIN THE CITY OF ATLANTA AS A RESULT OF THE EXTREME LIKELIHOOD OF DANGER OF DESTRUCTION OF LIFE OR PROPERTY DUE TO UNUSUAL CONDITIONS CAUSED BY THE MAJOR WATER LINE BREAKS AND THE DISRUPTION TO WATER SERVICES WHICH BEGAN ON MAY 31, 2024; AND EXERCISING MY EMERGENCY POWER TO USE EMPLOYEES OF THE CITY AND TO DEVOTE ADDITIONAL CITY RESOURCES AS SHALL BE NECESSARY TO REPAIR THE WATER LINES, RESTORE WATER SERVICES, AND PROVIDE ADDITIONAL NECESSARY ASSISTANCE THROUGHOUT THE CITY, TO RECEIVE DONATIONS FROM CORPORATIONS AND INDIVIDUALS OF SUPPLIES REQUIRED TO ADDRESS THIS EMERGENCY, AND TO DIRECT THE CHIEF PROCUREMENT OFFICER TO UNDERTAKE ANY NECESSARY EMERGENCY PROCUREMENTS AS SHALL BE NECESSARY TO ADDRESS THIS EMERGENCY.

WHEREAS, pursuant to Section 2-181(a) of the Code of the City of Atlanta (“City”), the Mayor, as chief executive of the City, shall have the power to declare an emergency to exist when, in the mayor’s opinion, there is extreme likelihood of danger of destruction of life or property due to unusual conditions; and

WHEREAS, pursuant to Section 2-181(b) of the Code of the City of Atlanta, the Mayor, as chief executive of the City, shall have the right to exercise any or all of the following emergency powers after such declaration of emergency:

- (1) To use employees of the city other than employees of the department of police to assist in the safety and preservation of life, limb and property of the citizenry of the city;
- (2) To close streets and sidewalks and to delineate areas within the city wherein an emergency exists;
- (3) To impose emergency curfew regulations;
- (4) To close business establishments within the affected area;
- (5) To close any and all city-owned buildings and other facilities to the use of the general public;
- (6) To do any and all acts necessary and incidental to the preservation of life, limb and property of the citizenry of the city; and

WHEREAS, no emergency power as set forth in this section may be effective for more than seventy-two (72) hours after the declaration of an emergency; and

WHEREAS, on the morning of Friday May 31, 2024, a water issue at Joseph E. Boone Blvd. NW and James P. Brawley Dr. NW was reported to the City of Atlanta Department of Watershed Management (DWM); and

WHEREAS, specifically at Joseph E. Boone Blvd. NW and James P. Brawley Dr. NW a 48-inch line and a 36-inch transmission line burst; and

WHEREAS, contemporaneously there occurred a major burst of a water line at the intersection of West Peachtree Street and 11th Street; and

WHEREAS, as a result, several areas in Atlanta have been temporarily affected by loss water pressure or no water being provided to residents and to several critical facilities, including Grady Hospital, Emory University Hospital Midtown, Atlanta City Detention Center, the Fulton County Jail, local shelter providers, and State Farm Arena; and

WHEREAS, the entire City Government is mobilized to address this issue; and

WHEREAS, Crews have completed multiple rounds of repairs on the aging pipe at the junction of Joseph E. Boone Blvd. and J.P. Brawley Dr. and the system is gradually being brought back online to allow for the rebuilding of system pressures; and

WHEREAS, to protect the public from potential health hazards, DWM has issued a boil water advisory pursuant to which all residents and property owners who have experienced water outages and/or low water pressures have been advised to boil all water prior to use or use bottled water for drinking, cooking, preparing baby food, or brushing teeth; and

WHEREAS, the Department of Watershed Management will follow its flushing protocols for the system as a precaution and has sampled the affected zones to affirm that there is no contamination in the system, and the Georgia Environmental Protection Division will advise the Department of Watershed Management when the advisory can be lifted; and

WHEREAS, as a result of the extreme likelihood of danger of destruction of life or property due to unusual conditions caused by the major water line breaks and the resulting disruption to water services, in accordance with Section 2-181(a) of the City of Atlanta Code of Ordinances, I have determined that there exists an emergency within the City of Atlanta; and

WHEREAS, as a result of this declared emergency and each day during the duration thereof, I have the authority to use employees of the City and to devote additional City resources as shall be necessary to repair the water lines, restore water services, and provide additional necessary assistance throughout the City as circumstances demand; and

WHEREAS, the surge in City resources necessary to address this emergency shall include but shall not be limited to the assignment of additional employees, and the devotion of additional resources and funding for contractors which aid these departments in their efforts to repair the water lines, and to restore water services throughout the City; and

WHEREAS, additionally, to adequately and expeditiously address the critical need to make the repairs necessary to restore water service, and to provide additional necessary assistance, there shall be a need to undertake emergency procurements for supplies, services, construction items or professional or consultant services and accept donations of supplies and services to address the critical needs during this time; and

WHEREAS, it is the desire of the Mayor that due to the state of emergency declared hereby that the chief procurement officer shall be directed to undertake such emergency procurements in accordance with Section 2-1192 of the City of Atlanta Code of Ordinances, including accepting donations of supplies and services; and

WHEREAS, this emergency declaration shall remain in effect for 72 hours after the date of execution.

NOW THEREFORE, I, ANDRE DICKENS, AS MAYOR OF THE CITY OF ATLANTA, NOW HEREBY AUTHORIZE, ORDER AND DIRECT AS FOLLOWS:

SECTION 1. I have determined that in accordance with Section 2-181(a) of the City of Atlanta Code of Ordinances, there exists an emergency within the City of Atlanta as a result of the extreme likelihood of danger of destruction of life or property due to unusual conditions caused by the major water line breaks and the resulting disruption to water services.

SECTION 2. In accordance with this determination, and in accordance with Section 2-181(a) of the City of Atlanta Code of Ordinances, I hereby declare there to be an emergency in existence within the City of Atlanta.

SECTION 3. In accordance with this declaration, I am exercising my emergency powers in accordance with Section 2-181(b) of the City of Atlanta Code of Ordinances to use employees of the City and to devote additional City resources as shall be necessary to repair the water lines, to restore water services, to receive donations of supplies and services, and to provide additional necessary assistance, throughout the City as circumstances demand.

SECTION 4. The surge in City resources necessary to address this emergency shall include but shall not be limited to the assignment of additional employees, and the devotion of additional resources and funding for contractors which will aid these departments in their efforts to repair the water lines and to restore water services throughout the City.

SECTION 5. The chief procurement officer is hereby directed to undertake such emergency procurements as shall be necessary to adequately and expeditiously address the critical need to make the repairs necessary to restore water service, to receive donations of supplies and services, and to provide additional necessary assistance in accordance with Section 2-1192 of the City of Atlanta Code of Ordinances; and

SECTION 6. If one or more of the provisions contained in the Order shall be held to be invalid, in violation of the Constitution of the United States, the Georgia Constitution, in violation of Georgia law, or unenforceable in any respect, such invalidity, violation, or unenforceability shall not affect any other provisions herein, but in such case, this Order shall be construed as if such invalid, illegal, or unenforceable provision had never been contained with this Order.

This 3rd day of June, 2024.



Andre Dickens, Mayor

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ATTESTED:

DocuSigned by:



Municipal Clerk

