



Office of Mayor Ted Wheeler
City of Portland

IN THE MATTER OF THE)
LOCAL EMERGENCY) Declaration of Emergency Establishing
WITHIN THE CITY OF PORTLAND) Curfew from **8:00 p.m. on May 31, 2020**
DECLARED ON MAY 31, 2020) to **6:00 a.m. on June 1, 2020.**

WHEREAS, on May 25, 2020, George Floyd died while in custody of the Minneapolis Police Department. Since Mr. Floyd’s death, thousands of Americans and Portlanders have expressed their frustration in a peaceful and constructive manner. Demonstrators have gathered in many cities to protest Mr. Floyd’s death. Peaceful demonstrations are essential to our democratic system. Unfortunately, some individuals have engaged in unlawful and dangerous activity, including arson, rioting, looting, and damaging public and private property. These activities threaten the safety of lawful demonstrators, the surrounding communities, and first responders; and

WHEREAS, at the same time, our City, State, and Nation are combatting a global pandemic that continues to stretch public and private resources, in which large crowds pose a risk to the health of our community by increasing the likelihood of transmitting the coronavirus; and

WHEREAS, on May 30, 2020, hundreds of Portlanders peacefully demonstrated to mourn and honor the life of Mr. Floyd, but later that evening crowds engaged in significant property damage, including setting fires in occupied buildings, breaking windows, graffiti, and looting stores; and

WHEREAS, as a result of the chaos and destruction in our streets, on May 30, 2020, I declared a State of Emergency and established a curfew for the City of Portland effective from 8:00 p.m. on Saturday, May 30, 2020, to 6:00 a.m. on Sunday, May 31, 2020; and

WHEREAS, on the evening of May 30, 2020, hundreds of thousands of Portlanders adhered to the curfew to help protect their City. Nevertheless, a large group of individuals gathered in the City and moved about the public streets and public areas in open defiance and violation of the curfew, engaging in conduct including property damage, graffiti, and a fight; and

WHEREAS, in light of these events, I have determined it is in the best interest of the City

to establish an additional curfew as provided herein.

THEREFORE, pursuant to my authority under the Portland City Charter, City Code, and any other applicable law, I hereby Order as follows:

1. **State of Emergency.** A State of Emergency exists within the City of Portland under Portland City Code Section 15.04.
2. **Nighttime Curfew.** A curfew is imposed in all public places within the City of Portland from 8:00 p.m. on Sunday, May 31, 2020, until 6:00 a.m. on Monday, June 1, 2020.
3. **Travel Prohibited.** During the curfew, all persons must not travel on any public street or in any public place.
4. **Exemptions.** All law enforcement, fire, medical personnel, and members of the news media are exempt from the curfew. Individuals traveling directly to and from work, seeking emergency care, fleeing dangerous circumstances, or experiencing homelessness are also exempt.
5. **Definitions.**
 - a. For the purposes of this order, “travel” includes, without limitation, travel on foot, bicycle, skateboard, scooter, motorcycle, automobile, public transit, or any other mode of transporting a person from one location to another.
 - b. For the purposes of this order, a “public place” is any place, whether on privately or publicly owned property, accessible to the general public, including but not limited to public streets and roads, alleys, highways, driveways, sidewalks, parks, vacant lots, and unsupervised property.
6. **Enforcement.** I urge all Portlanders to voluntarily comply with this order. Pursuant to Portland City Code Section 15.08.040, enforcement of this Chapter may be by civil action as provided in ORS 30.315, or by criminal prosecution, including but not limited to a fine of up to \$500. Law enforcement has been delegated the authority to enforce the Mayor’s emergency order. Refusal to obey this order may result in citation or arrest. Any peace officer may issue a citation for violation of this Section.
7. **Other Provisions.**
 - a. In addition to any other power that may lawfully be exercised by local government, the powers listed in PCC 15.08.020.B are vested in the Mayor.

- b. For the duration of this emergency, unless otherwise specified by the Mayor, the current bureau assignments to the members of the City Council shall remain in effect as delegated authority under PCC 15.08.020.A.
- c. This State of Emergency shall remain in effect through Noon on Monday, June 1, 2020, unless otherwise extended, modified, or terminated.
- d. If any provision of this Declaration of Emergency, or any Emergency Orders, directives, commands, or other orders issued under the authority of the Declaration, or their application to any person or circumstance is held to be invalid, then the remainder of the duly exercised authority, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of the Declaration of Emergency, or any Emergency Orders, directives, commands, or other orders issued under the authority of the Declaration, are severable.

DATED THIS 31st day of May, 2020.
CITY OF PORTLAND, OREGON

By: 
Ted Wheeler, Mayor

APPROVED AS TO FORM:
Tracy Reeve, City Attorney
For Portland, Oregon