



# COUNTY OF ERIE

MICHAEL A. SIRAGUSA  
COUNTY ATTORNEY

**MARK C. POLONCARZ**  
COUNTY EXECUTIVE

JEREMY C. TOTH  
FIRST ASSISTANT COUNTY ATTORNEY

DEPARTMENT OF LAW

KRISTEN M. WALDER  
SECOND ASSISTANT COUNTY ATTORNEY

October 20, 2021

**VIA FEDERAL EXPRESS**

NYS Department of State  
Division of Corporations, State Records  
& Uniform Commercial Code  
One Commerce Plaza  
99 Washington Avenue  
Albany, NY 12231

**VIA FEDERAL EXPRESS**

NYS HSES  
Office of Emergency Management  
1220 Washington Avenue  
Suite 101, Building 22  
Albany, NY 12226-2551

**CERT. MAIL/RETURN RECEIPT**

Hon. Michael P. Kearns  
Erie County Clerk  
Old Erie County Hall  
92 Franklin Street, 1st Floor  
Buffalo, New York, 14202

**CERT. MAIL/RETURN REC.**

Hon. Robert M. Graber, Clerk  
Erie County Legislature  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, NY 14202

**Re: Extension of Erie County Local Emergency Order (1.12[18])  
issued on July 29, 2021**

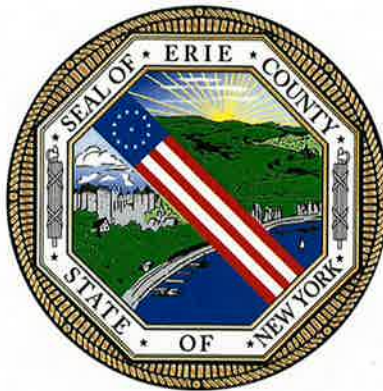
Dear Sirs:

Enclosed for filing in your office please find the Erie County Local Emergency Order Extension executed by the Erie County Executive on October 1, 2021 and effective October 27, 2021.

Very truly yours,  
MICHAEL A. SIRAGUSA  
Erie County Attorney

By /S/GREGORY P. KAMMER  
Gregory P. Kammer  
Assistant County Attorney  
Direct Dial: (716) 858-2248  
E-mail: gregory.kammer@erie.gov

GPK/jls  
Enclosure



## **EXTENSION OF LOCAL EMERGENCY ORDER**

**WHEREAS, on March 15, 2020, in response to the COVID-19 pandemic, I declared a State of Emergency within the County of Erie; and**

**WHEREAS, on March 7, 2020, Andrew M. Cuomo, Governor of the State of New York issued Executive Order Number 202, declaring a State Disaster Emergency for the entire State of New York; and**

**WHEREAS, the novel coronavirus which causes coronavirus disease 2019 (“COVID-19”) spreads readily from person-to-person; and**

**WHEREAS, on May 13, 2021, the Center for Disease Control and Prevention (CDC) updated their recommendations for wearing masks or cloth face coverings**

**which cover the nose and mouth based on the vaccination status of individuals; and**

**WHEREAS, the CDC considers a person to be “fully vaccinated” against COVID-19 two weeks after they receive the second dose in a two-dose series vaccine or two weeks after they receive a one-dose vaccine; and**

**WHEREAS, pursuant to the May 13, 2021 CDC recommendations, people who are fully vaccinated against COVID-19 no longer needed to wear a mask or physically distance in any setting, except where required by federal, state, local, tribal, or territorial laws, rules, and regulations; and**

**WHEREAS, on June 14, 2021 I issued Local Emergency Order 1.11 which, *inter alia*, provides that fully vaccinated Erie County employees, fee-for-service workers, interns and volunteers who provide proof of vaccination will no longer be required to wear a mask or face covering while in a building or facility owned or operated by Erie County; and**

**WHEREAS, on July 27, 2021, the CDC further updated their recommendations for wearing masks or cloth face coverings for fully vaccinated individuals based on new evidence indicating that some fully vaccinated individuals, infected with the Delta Variant of COVID-19 after vaccination, may be contagious and able to spread the virus to others; and**

**WHEREAS, pursuant to the July 27, 2021 CDC recommendations, people who are fully vaccinated against COVID-19 should wear a mask or cloth face covering while in public indoor settings in areas of substantial or high transmission; and**

**WHEREAS, the CDC has released a real time map which designates high, substantial, moderate, and low transmission areas and can be broken down by county; and**

**WHEREAS, Erie County is currently designated by the CDC as a moderate transmission area allowing for the provisions of Local Emergency Order 1.11 to remain in effect; and**

**WHEREAS, continuation of governmental functions and the ability to provide essential services to the residents of Erie County is dependent on maintaining a healthy workforce such that, if Erie County meets the CDC definition of a substantial or high transmission area, the July 27, 2021 CDC masking recommendations should be implemented.**

**NOW THEREFORE, I, Mark C. Poloncarz, the Chief Executive of the County of Erie, New York, by virtue of the authority vested in me by Section 24(1) of New York State Executive Law do hereby:**

- **Further extend the Local Emergency Order issued under my hand on July 29, 2021.**

**This local emergency order extension shall take effect at 10:00 AM, on October 27, 2021 and shall remain in effect for five days or until removed by order of the Chief Executive. This order may also be renewed in five (5) day increments.**

**Signed this 1<sup>st</sup> Day of October, 2021 at 9:00 AM in Erie County, New York**



**Mark C. Poloncarz, County Executive  
Erie County, New York**



**Jennifer Hibit, Chief of Staff  
Witness**



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Hon. Robert M. Graber, Clerk  
Erie County Legislature  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, NY 14202

**Re: Extension of Erie County Local Emergency Order (1.3[115])  
issued on April 1, 2020**

Dear Sirs:

Enclosed for filing in your office please find the Erie County Local Emergency Order Extension executed by the Erie County Executive on October 1, 2021 and effective October 28, 2021.

Very truly yours,  
MICHAEL A. SIRAGUSA  
Erie County Attorney

By /S/GREGORY P. KAMMER  
Gregory P. Kammer  
Assistant County Attorney  
Direct Dial: (716) 858-2248  
E-mail: gregory.kammer@erie.gov

GPK/jls  
Enclosure



## **EXTENSION OF LOCAL EMERGENCY ORDER**

**WHEREAS, on March 15, 2020, in response to the COVID-19 pandemic, I declared a State of Emergency within the County of Erie; and**

**WHEREAS, on April 1, 2020, I issued a local emergency order which directs sick employees to stay home, directs building security to deny entry to sick individuals, and directs Erie County supervisors to send sick employees home; and**

**WHEREAS, since April 1, 2020, I have duly extended such local emergency order in five day increments; and**

**WHEREAS, the County of Erie remains in a State of Emergency and, in response to the COVID-19 pandemic, the need to maintain a healthy Erie County workforce for the provision of essential governmental services continues.**

**NOW THEREFORE, I, Mark C. Poloncarz, the Chief Executive of the County of Erie, New York, by virtue of the authority vested in me by Section 24(2) of New York State Executive Law do hereby:**

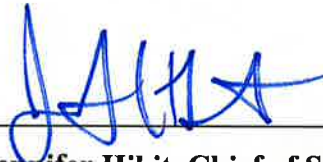
- **Further extend the local emergency order issued under my hand on April 1, 2020.**

**This local emergency order extension shall take effect at 3:00pm on October 28, 2021 and shall remain in effect for five days or until removed by order of the Chief Executive. The local emergency order may continue to be renewed in five (5) day increments.**

**Signed this 1<sup>st</sup> October, 2021, at 2:00 PM, in Erie County, New York.**



**Mark C. Poloncarz, County Executive  
Erie County, New York**



**Jennifer Hibit, Chief of Staff  
Witness**





# COUNTY OF ERIE

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Hon. Robert M. Graber, Clerk  
Erie County Legislature  
92 Franklin Street, 4<sup>th</sup> Floor  
Buffalo, NY 14202

**Re: Extension of Erie County Local Emergency Order (1.3[114])  
issued on April 1, 2020**

Dear Sirs:

Enclosed for filing in your office please find the Erie County Local Emergency Order Extension executed by the Erie County Executive on October 1, 2021 and effective October 23, 2021.

Very truly yours,  
MICHAEL A. SIRAGUSA  
Erie County Attorney

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**WHEREAS, since April 1, 2020, I have duly extended such local emergency order in five day increments; and**

**WHEREAS, the County of Erie remains in a State of Emergency and, in response to the COVID-19 pandemic, the need to maintain a healthy Erie County workforce for the provision of essential governmental services continues.**

**NOW THEREFORE, I, Mark C. Poloncarz, the Chief Executive of the County of Erie, New York, by virtue of the authority vested in me by Section 24(2) of New York State Executive Law do hereby:**

- **Further extend the local emergency order issued under my hand on April 1, 2020.**

**This local emergency order extension shall take effect at 3:00pm on October 23, 2021 and shall remain in effect for five days or until removed by order of the Chief Executive. The local emergency order may continue to be renewed in five (5) day increments.**

**Signed this 1<sup>st</sup> October, 2021, at 2:00 PM, in Erie County, New York.**



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**Jennifer Hibit, Chief of Staff  
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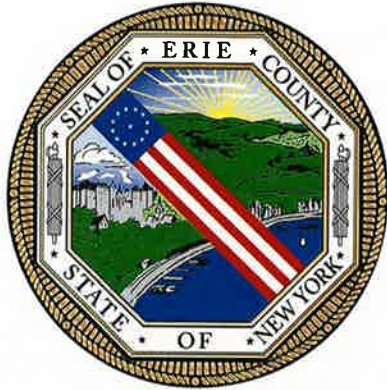
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**WHEREAS, the novel coronavirus which causes coronavirus disease 2019 (“COVID-19”) spreads readily from person-to-person; and**

**WHEREAS, on May 13, 2021, the Center for Disease Control and Prevention (CDC) updated their recommendations for wearing masks or cloth face coverings**

**which cover the nose and mouth based on the vaccination status of individuals; and**

**WHEREAS, the CDC considers a person to be “fully vaccinated” against COVID-19 two weeks after they receive the second dose in a two-dose series vaccine or two weeks after they receive a one-dose vaccine; and**

**WHEREAS, pursuant to the May 13, 2021 CDC recommendations, people who are fully vaccinated against COVID-19 no longer needed to wear a mask or physically distance in any setting, except where required by federal, state, local, tribal, or territorial laws, rules, and regulations; and**

**WHEREAS, on June 14, 2021 I issued Local Emergency Order 1.11 which, *inter alia*, provides that fully vaccinated Erie County employees, fee-for-service workers, interns and volunteers who provide proof of vaccination will no longer be required to wear a mask or face covering while in a building or facility owned or operated by Erie County; and**

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**WHEREAS, pursuant to the July 27, 2021 CDC recommendations, people who are fully vaccinated against COVID-19 should wear a mask or cloth face covering while in public indoor settings in areas of substantial or high transmission; and**

**WHEREAS, the CDC has released a real time map which designates high, substantial, moderate, and low transmission areas and can be broken down by county; and**

**WHEREAS, Erie County is currently designated by the CDC as a moderate transmission area allowing for the provisions of Local Emergency Order 1.11 to remain in effect; and**

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**This local emergency order extension shall take effect at 10:00 AM, on October 22, 2021 and shall remain in effect for five days or until removed by order of the Chief Executive. This order may also be renewed in five (5) day increments.**

**Signed this 1<sup>st</sup> Day of October, 2021 at 9:00 AM in Erie County, New York**



**Mark C. Poloncarz, County Executive  
Erie County, New York**



**Jennifer Hibit, Chief of Staff  
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