

THE GOVERNOR

GOVERNOR'S OFFICE

Amendment to Proclamation

September 30, 1999

Whereas, on July 20, 1999, I declared a State of Drought Emergency in fifty-five counties of the Commonwealth of Pennsylvania due to a long and continuing period of unusually dry weather, abnormally low stream flows, and reduced groundwater, which resulted in widespread shortage of water supplies throughout the Commonwealth; and

Whereas, on September 10, 1999, I amended the Drought Proclamation to include twelve additional counties in the designated drought emergency area and to declare that an agricultural drought emergency had severely impacted the Commonwealth's agricultural and farming community's ability to grow crops, feed livestock, and perform other normal agricultural functions; and

Whereas, during the past several weeks significant amounts of rainfall have fallen throughout the Commonwealth increasing stream flows, raising ground water levels, and otherwise eliminating many of the adverse impacts of the drought in all Commonwealth counties, except for Somerset County and the irreversible impact of the drought upon the Commonwealth's agricultural and farming community; and

Whereas, officials of the Department of Environmental Protection have recommended to me that the drought emergency proclamation be lifted in all counties of the Commonwealth, with the exception of Somerset County, which has a continuing need to implement mandatory water conservation measures, and the agricultural drought emergency;

Now Therefore, I, Tom Ridge, Governor of the Commonwealth of Pennsylvania, by virtue of the authority vested in me by the Constitution, the Emergency Management Services Code, 35 Pa.C.S. § 7101 et seq., as amended, and other laws of the Commonwealth, do hereby amend my Proclamation of July 20, 1999, as follows:

1. All counties of the Commonwealth are removed from the designated drought emergency except for Somerset County.
2. All provisions of the drought proclamation shall remain in full force and effect and shall continue to apply to Somerset County.
3. The adverse impacts of the drought on the Commonwealth's agricultural and farming community continue to exist throughout all of the counties of the Commonwealth. This continued agricultural drought emergency requires the Department of Agriculture to continue implementing a hay assistance program and other measures deemed necessary to respond to this emergency.
4. This Proclamation Amendment shall take effect immediately and shall continue to apply for ninety days from issuance.

Given under my hand and the Seal of the Governor, at the City of Harrisburg, this thirtieth day of September in the year of our Lord, one thousand nine hundred and ninety-

nine and of the Commonwealth, the
two hundred and twenty-fourth.



Governor

[Pa.B. Doc. No. 99-1707. Filed for public inspection October 8, 1999, 9:00 a.m.]

Amendment to Proclamation of Disaster Emergency

September 17, 1999

Whereas, on September 16, 1999, I declared a State of Disaster Emergency in Pennsylvania due to the heavy rains, high winds, and flash flooding caused by Tropical Storm Floyd in many parts of the Commonwealth; and

Whereas, investigations by the Pennsylvania Emergency Management Agency and other county and local emergency management officials have determined that the heavy rains, flashfloods, and high winds of Tropical Storm Floyd caused extensive damage to roads, streets and bridges, private homes, businesses, and widespread utility outages and other adverse impacts upon the general population throughout southeastern Pennsylvania; and

Whereas, the emergency situation caused by Tropical Storm Floyd is of such magnitude and severity as to render essential the Commonwealth's supplementation of county and municipal efforts and resources and the activation of all applicable state, county, and municipal emergency response plans; and

Now Therefore, pursuant to the provisions of Subsection 7301(c) of the Emergency Management Services Code (35 Pa.C.S. § 7101 et seq.), I, Tom Ridge, Governor of the Commonwealth of Pennsylvania, do hereby amend my Proclamation of September 16, 1999, as follows:

1. The Counties of Bucks, Chester, Delaware, Lancaster, Montgomery, Philadelphia and York are now declared to be in a state of disaster emergency.
2. I hereby transfer up to \$1,000,000 in unused appropriated funds to the Pennsylvania Emergency Management Agency. The aforementioned funds shall be used for disaster-related expenses incurred by various state agencies and departments. These funds shall be credited to a special account established by the Office of the Budget.
3. This Proclamation amendment shall take effect immediately from the date of this amendment.

Given under my hand and the Seal of the Governor, at the City of Harrisburg, this seventeenth day of September in the year of our Lord, one thousand nine hundred and ninety-

nine and of the Commonwealth, the
two hundred and twenty-fourth.



Governor

[Pa.B. Doc. No. 99-1708. Filed for public inspection October 8, 1999, 9:00 a.m.]

Proclamation of Disaster Emergency

September 16, 1999

Whereas, ongoing investigations made at my direction have disclosed that Tropical Storm Floyd has struck Pennsylvania during the afternoon hours of September 16, 1999; and

Whereas, Tropical Storm Floyd has the potential to cause widespread and unusually heavy rains and high winds throughout Pennsylvania which in turn poses a serious threat for flash flooding and other adverse impacts throughout the region; and

Whereas, Tropical Storm Floyd's heavy rains, high winds, and potential risk of flash flooding may result in extensive damage to roads, streets, and bridges, private homes, businesses, and may cause other adverse impacts upon the general population of Pennsylvania; and

Whereas, the potential emergency situation caused by Tropical Storm Floyd is of such magnitude and severity as to render essential the Commonwealth's supplementation of county and municipal efforts and resources and the activation of all applicable state, county, and municipal emergency response plans; and

Now Therefore, pursuant to the provisions of Subsection 7301(c) of the Emergency Management Services Code (35 Pa.C.S. § 7101 et seq.), I do hereby proclaim the existence of a disaster emergency in Pennsylvania and I direct all Commonwealth departments and agencies to utilize all available resources and personnel as is deemed necessary to cope with the magnitude and severity of this emergency situation.

Further, I hereby direct the Pennsylvania Emergency Management Agency to activate and fully staff the State Emergency Operations Center for the duration of this emergency situation and to augment it with personnel from other state agencies and departments. I also authorize the Agency to coordinate and direct the emergency preparedness and response activities of other state agencies and departments as deemed necessary to deal with the exigencies of this emergency situation.

Further, I hereby authorize the Secretary of Transportation to use all available equipment, resources, and personnel of the Department of Transportation, in whatever manner that he deems necessary, to ensure that all state highways in the disaster emergency area are cleared of debris and any other obstructions resulting from this tropical storm. In addition, I hereby waive any laws or regulations that would restrict the application and use of the Department's equipment, resources, and personnel to assist local jurisdictions in clearing and removal of debris and other types of obstructions from non-state-owned highways. This assistance to local jurisdictions may be provided solely at the discretion of the Secretary of Transportation. This assistance, however, does not apply to privately owned highways, roads, streets, or other types of property.

Further, I hereby authorize the Secretary of Transportation to use all available equipment, resources, and personnel of the Department, in

whatever manner he deems necessary, to ensure that highways, bridges, roadbeds, and related facilities and structures, including Federal-aid highways, that may sustain damage in the disaster emergency area are immediately repaired, maintained, reconstructed, or replaced or that new construction is undertaken where necessary. In addition, I hereby waive any laws or regulations that would restrict the ability of the Department to respond immediately and effectively in repairing, maintaining, reconstructing, or replacing any damaged highways, bridges, roadbeds, and related facilities and structures, including Federal-aid highways, and areas adjacent thereto, or in undertaking necessary new construction.

Further, I have directed that the emergency response and recovery aspects of the Commonwealth and all applicable county, municipal, and other disaster emergency response and recovery plans be activated and that all state, county, and municipal actions taken to implement those plans be coordinated through the Pennsylvania Emergency Management Agency.

Further, pursuant to the powers vested in me by the Constitution and laws of this Commonwealth, I hereby authorize the Adjutant General of Pennsylvania to place on state active duty for the duration of the emergency/disaster proclamation, such individuals and units of the Pennsylvania National Guard, as requested by the Pennsylvania Emergency Management Agency, to alleviate the danger to public health and safety caused by the aforementioned emergency.

Further, all Commonwealth agencies purchasing supplies or services in response to this emergency are authorized to utilize the emergency procurement procedures set forth in Section 516 of the Commonwealth Procurement Code, 62 Pa.C.S. § 516. This Proclamation shall serve as the written determination of the basis for the emergency under Section 516.

Still Further, I hereby urge the governing bodies and executive officers of all political subdivisions affected by this emergency to act as necessary to meet the current exigencies as legally authorized under this proclamation, namely: by the employment of temporary workers; by the rental of equipment; and by entering into such contracts and agreements as may be required to meet the emergency, all without regard to those time-consuming procedures and formalities normally prescribed by law, mandatory constitutional requirements excepted.

Given under my hand and the Seal of the Governor, at the city of Harrisburg, this sixteenth day of September in the year of our Lord, one thousand nine hundred and ninety-nine and of the Commonwealth, the two hundred and twenty-fourth.



Governor

[Pa.B. Doc. No. 99-1709. Filed for public inspection October 8, 1999, 9:00 a.m.]