

# State of North Carolina

**ROY COOPER**  
GOVERNOR

November 15, 2017

## EXECUTIVE ORDER NO. 28

### DISASTER DECLARATION FOR THE CITY OF EDEN

**WHEREAS**, the North Carolina Emergency Management Act authorizes the issuance of a disaster declaration for an emergency area as defined in N.C. Gen. Stat. § 166A-19.3(7) if there is a Type I, Type II or Type III disaster as defined in N.C. Gen. Stat. § 166A-19.21(b); and

**WHEREAS**, on May 5, 2017, the City of Eden, located in Rockingham County, North Carolina, was struck by an EF-1 Tornado; and

**WHEREAS**, as a result of the tornado's severe weather impacts, the City of Eden declared a local state of emergency on May 5, 2017; and

**WHEREAS**, due to the tornado's severe impact, a joint preliminary damage assessment was completed by local, state, and federal emergency management officials on May 9, 2017; and

**WHEREAS**, I have determined that a Type I disaster, as defined in N.C. Gen. Stat. §166A-19.21(b)(1), exists in the State of North Carolina, specifically in the City of Eden; and

**WHEREAS**, pursuant to N.C. Gen. Stat. § 166A-19.21(b)(1), the criteria for a Type I disaster are met if: (1) the Secretary of the Department of Public Safety ("Secretary of Public Safety") has provided a preliminary damage assessment to the Governor and the General Assembly; (2) a local state of emergency has been declared pursuant to N.C. Gen. Stat. § 166A-19.22; (3) the preliminary damage assessment meets or exceeds the State infrastructure criteria set out in N.C. Gen. Stat. § 166A-19.41(b)(2)a.; and (4) a major disaster declaration by the President of the United States pursuant to the Stafford Act has not been declared; and

**WHEREAS**, pursuant to N.C. Gen. Stat. § 166A-19.41(b), if a disaster is declared, the Governor may make state funds available for emergency assistance in the form of individual assistance and public assistance for recovery from those disasters for which federal assistance under the Stafford Act is either not available or does not adequately meet the needs of the citizens of the State in the emergency area.

**NOW, THEREFORE**, pursuant to the authority vested in me as Governor by the Constitution and the laws of the State of North Carolina, **IT IS ORDERED**:

**Section 1.** Pursuant to N.C. Gen. Stat. § 166A-19.21(b)(1), a Type I disaster is hereby declared for the City of Eden.


**Section 2.** I authorize state disaster assistance in the form of public assistance grants to eligible governments located within the emergency area that meet the terms and conditions under N.C. Gen. Stat. § 166A-19.41(b)(2). The public assistance grants are for the following:

- a. Debris clearance.
- b. Emergency protective measures.
- c. Roads and bridges.

**Section 3.** I hereby order that this declaration be: (a) distributed to the news media and other organizations that have the capacity to alert the general public of its contents; (b) promptly filed with the Secretary of Public Safety, the Secretary of State, and the clerks of superior court in the counties to which it applies; and (c) distributed to others as necessary to ensure proper implementation of this declaration.

**Section 4.** This Type I disaster declaration shall expire sixty (60) days after issuance unless renewed by the Governor or the General Assembly. Such renewals may be made in increments of thirty (30) days each, not to exceed a total of 120 days from the date of first issuance.

**IN WITNESS WHEREOF,** I have hereunto signed my name and affixed the Great Seal of the State of North Carolina at the Capitol in the City of Raleigh, this 15<sup>th</sup> day of November in the year of our Lord two thousand and seventeen.

  
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Roy Cooper  
Governor

**ATTEST:**

  
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Elaine F. Marshall  
Secretary of State

