

STATE OF DELAWARE



EXECUTIVE DEPARTMENT DOVER

EXECUTIVE ORDER
NUMBER SIXTY-FOUR

TO: HEADS OF ALL STATE DEPARTMENTS, AGENCIES AND AUTHORITIES, AND ALL POLITICAL SUBDIVISIONS AND GOVERNMENTAL UNITS OF THE STATE OF DELAWARE.

RE: AMENDMENT TO EXECUTIVE ORDER NUMBER SIXTY-TWO, AS AMENDED BY EXECUTIVE ORDER NUMBER SIXTY-THREE, REGARDING THE STATE OF EMERGENCY DUE TO DROUGHT EMERGENCY; ISSUING AN EMERGENCY ORDER IMPOSING MANDATORY WATER CONSERVATION MEASURES; AND OTHER RELATED ACTION.

WHEREAS, on August 5, 1999, by Executive Order Number Sixty-Two, I proclaimed a State of Emergency due to drought and imposed certain mandatory conservation measures;

WHEREAS, Delaware and the region continue to experience severe drought conditions, including below normal precipitation and stream flow;

WHEREAS, the demand for fresh water has not diminished to adequate levels since the imposition of mandatory water conservation measures;

WHEREAS, the current supply of fresh water in northern New Castle County continues to decrease and is barely meeting current demand;

WHEREAS, the supply of fresh water in northern New Castle County will likely diminish further in the coming days and weeks if drought conditions continue;

WHEREAS, strict enforcement is required in order to ensure compliance with the aggressive mandatory conservation measures contained in Executive Order Number Sixty-Two, as amended by Executive Order Number Sixty-Three;

NOW THEREFORE, I, Thomas R. Carper, by the authority vested in me as Governor of the State of Delaware, pursuant to 20 Del. C. §§ 3115, 3116 (a)(5), do hereby proclaim as follows:

1. Amend Executive Order Number Sixty-Two, as amended by Executive Order Number Sixty-Three, by adding the following language at the end of Paragraph 6:

“Law enforcement may enforce the provisions provided herein, with or without a warrant, as long as such officer has reasonable grounds to believe that the person has violated the terms of this order, even if such violation has occurred outside of the officer’s presence. The Justice of the Peace shall have original jurisdiction to hear, try and finally determine any violation of the terms of this order.”

2. The provisions of this Order shall be effective as of 12:01 p.m., August 20, 1999.

3. Copies of this amendment to Executive Order Number Sixty-Two, as amended by Executive Order Number Sixty-Three, shall be distributed with copies of Executive Order Number Sixty-Two and Executive Order Number Sixty-Three.

Approved this 19th day of August, 1999.

Thomas R. Carper
Governor

Attest:

Edmund Lee
Secretary of State

