

**ORDINANCE NO. 2020-06**

**AN EMERGENCY ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BLACKWELL, OKLAHOMA, AMENDING THE BLACKWELL MUNICIPAL CODE 2019 BY THE ADDITION OF A NEW CHAPTER 11 ENTITLED "HEALTH AND SAFETY", PROVIDING FOR ARTICLE 1 ENTITLED "CONTAGIOUS DISEASES"; PROVIDING FOR SECTION 11-1 ENTITLED "INTRODUCING DISEASES"; PROVIDING FOR SECTION 11-2 ENTITLED "REPORT OF CONTAGIOUS DISEASES"; PROVIDING FOR SECTION 11-3 ENTITLED "QUARANTINE"; PROVIDING FOR SAVINGS; SEVERABILITY; REPEALER; CODIFICATION; PENALTY; DECLARING AN EMERGENCY.**

**EMERGENCY ORDINANCE**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BLACKWELL, OKLAHOM

Section I: The Blackwell Municipal Code 2019 is hereby amended by the addition of a new Chapter 11 to read as follows:

**Chapter 11**

**HEALTH AND SAFETY**

**Article 1**

**Contagious Diseases**

**Section 11-1. Introducing Diseases.**

1. It shall be unlawful for any person affected with, or exposed to, any contagious or infectious disease, to be upon any street or in any public place in the City of Blackwell, Oklahoma; the purpose of this requirement is to avoid exposing other persons to such a disease.

2. It shall be unlawful for any parent, guardian or person having charge of any child or children to allow, or permit, such child or children to attend any classes, school or any gathering of people, or to appear upon any street or in any public place in the City of Blackwell, Oklahoma, while infected with, or exposed to, any contagious or infectious disease, or in any manner to allow other persons to be exposed to such a disease.

3. No person suffering from, or infected with, the communicable form of a venereal disease, shall engage in any occupation involving intimate contact with persons, food or food products.

**Section 11-2. Report of Contagious Diseases.**

1. Every physician practicing in the City of Blackwell, Oklahoma, shall report to the County Health Official, within six (6) hours after the diagnosis of the same, the appearance of any of the following diseases: diphtheria (including membranous croup), scarlet fever, small pox, yellow fever, typhoid fever, typhus fever, asiatic cholera, chicken pox, tuberculosis, undulant fever, acute anterior, poliomyelitis (infantile paralysis), epidemic cerebrospinal meningitis, whooping cough, mumps, or any other pestilential, infectious or contagious disease.

2. Syphilis, gonococcus infection and chancroid are hereby and hereinafter recognized and declared to be contagious, infectious, communicable and dangerous to the public health. The term "venereal disease," as used in this Chapter, shall include all such diseases.

3. The Statutes of the State of Oklahoma governing the diseases stated hereinbefore shall apply to all cases of this nature, after said report is made.

**Section 11-3. Quarantine.**

1. It shall be unlawful for any person to enter, or go upon, any ground or premises under quarantine, without first having obtained permission to do so from the local or County Health Official.

2. It shall be unlawful for any person, when required by any authorized local or state official to be detained in quarantine, to neglect or refuse to be so detained, or to willfully violate any quarantine regulation thereof.

3. It shall be unlawful for any person to tear down, remove, deface, mutilate or destroy any order, notice or flag that may be posted or displayed by any authorized local or state official relating to a quarantine or other health related matter.

4. It shall be unlawful for any person to willfully violate, or refuse to comply with, any lawful order, direction, prohibition, rule or regulation of any officer or official charged with enforcement of such order, direction, prohibition, rule or regulation.

**Sections 11-4 through 11-9. (Reserved for future use.)**

Section II. REPEALER. All ordinances or parts thereof which are inconsistent with this ordinance are hereby repealed.

Section III. SAVINGS CLAUSE. Nothing in this ordinance hereby adopted shall be construed to affect any suit or proceeding now pending in any court, or any rights acquired or liability incurred nor any cause or causes of action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this ordinance.

Section IV. CODIFICATION. This ordinance shall be codified as provided herein in

the Blackwell Municipal Code 2019.

Section V. SEVERABILITY. If any one or more of the sections, sentences, clauses or parts of this ordinance, chapter or section shall for any reason be held invalid, the invalidity of such section, clause or part shall not affect or prejudice in any way the applicability and validity of any other provision of this ordinance. It is hereby declared to be the intention of the City Council of the City of Blackwell that this section of the Blackwell Municipal Code would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

Section VI. PENALTY. Any person who shall violate the provisions of this ordinance, by act or omission, shall be deemed guilty of an offense against the City and upon conviction thereof shall be punishable by fines of not more than Five Hundred Dollars (\$500.00), plus court costs, fees and state assessments; provided that each day of continuing violation shall be considered a separate offense.

Section VII. EMERGENCY. WHEREAS, it being immediately necessary for the preservation of the peace, health, safety and public good of the City and the inhabitants thereof that the provisions of this Ordinance be put into full force and effect in order to immediately provide for THIS ORDINANCE ON CONTAGIOUS DISEASES; By reason whereof, this Ordinance shall take effect and be in full force and effect after its passage, as provided by law.

Approved and executed this 5<sup>th</sup> day of March 2020.

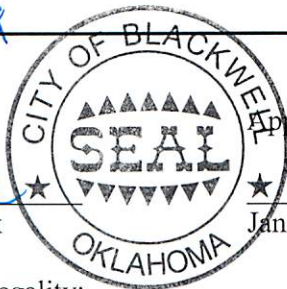
THE CITY OF BLACKWELL, OKLAHOMA

T. J. Greenfield, Mayor

(Seal)

ATTEST:

Traci Hanebrink, City Clerk



Approved as to Content:

Janet Smith, City Manager

Approved as to Form and Legality:

Bryce S. Kennedy, Jr., City Attorney

NOTICE

On the 5th day of March 2020, the City Council of the City of Blackwell, Oklahoma, approved Ordinance No. 2020-06 which amended the Blackwell Municipal Code 2019, by the addition of Chapter 11 entitled "Health and Safety."

A copy of the ordinance is available at City Hall or by calling the City Clerk at 580-363-7250. It is presented for publication by title only:

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THE CITY OF BLACKWELL, OKLAHOMA



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Traci Hanebrink, City Clerk

