

**TOWN OF ATHERTON  
RATIFICATION OF PROCLAMATION OF  
EXISTENCE OF A LOCAL STATE OF EMERGENCY**

WHEREAS, the California Emergency Services Act, Chapter 7, of the California Government Code, commencing with § 8550 confers upon the governing bodies of the political subdivisions of this state emergency powers necessary to protect health and safety and preserve lives and property; and

WHEREAS, § 8630 of the Government Code states that "a local emergency may be proclaimed only by the governing body of a county, city and county, or city or by an official so designated by ordinance adopted by such governing body;" and

WHEREAS, Atherton Municipal Code, Chapter 2.44, empowers the City Manager as Director of Emergency Services to proclaim the existence of a local State of Emergency when the Town is affected by a public calamity; and

WHEREAS, on December 31, 2022, the Town of Atherton began to experience storm-related conditions that threatened extreme peril to the safety of persons and property within the Town caused by storm and subsequent flooding inundation; and

WHEREAS, the City Manager as Director of Emergency Services proclaimed the existence of a local State of Emergency and requests that the City Council ratify such proclamation; and

WHEREAS, the Town is requesting Federal and State assistance for response and recovery to the December 2022 – January 2023 Storm Event;

WHEREAS, the City Council hereby finds:

1. That conditions of extreme peril to the safety of persons and property arose within the Town of Atherton, caused by the storm and flooding which conditions are, or were likely to be, beyond the control of the services, personnel, equipment, and facilities of the Town. Said conditions relate specifically to flooding from an atmospheric river event, commencing on or about December 31, 2022, throughout the Town; and,

2. That the aforesaid conditions of extreme peril warrant and necessitated the proclamation of the existence of a local emergency; and

4. The Town required the combined forces of other political subdivisions to support the response and recovery efforts; and

5. Request that the Governor of the State of California proclaim a State of Emergency and request a federal declaration to provide assistance funding, but not limited to, California Disaster Assistance Act (GDAA), Federal Individual Assistance Act, and U.S. Small Business

Administration Disaster Declaration, to assist with losses and emergency prepares as required by the Town; and

6. Town staff are authorized and directed to take any action that may be necessary to seek federal, state, or regional disaster recovery funding.

NOW, THEREFORE, IT IS HEREBY PROCLAIMED, a local State of Emergency exists throughout the Town of Atherton; and

IT IS FURTHER PROCLAIMED AND ORDERED, that during the existence of such Emergency, all of the powers, functions, and duties of the City Manager as part of the Town's Emergency Services System shall be as prescribed by State and local law;

IT IS FURTHER PROCLAIMED AND ORDERED, that said local State of Emergency shall be deemed to continue to exist until its termination is proclaimed by the City Manager or by the City Council of the Town of Atherton;

IT IS FURTHER ORDERED, that a copy of this declaration is forwarded to the San Mateo County Office of Emergency Services and the California Office of Emergency Services.

DATED: 1/11/2023



Bill Widmer, Mayor  
Town of Atherton

ATTEST:   
Anthony Suber, City Clerk