

# EXECUTIVE ORDERS

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**Executive Order No. 132: Declaring a Disaster in the Counties of Essex, Franklin, Herkimer, Jefferson, Lewis and St. Lawrence and Contiguous Areas.**

/S/ Andrew M. Cuomo  
/s/ Lawrence Schwartz  
*Secretary to the Governor*

WHEREAS, beginning on April 15, 2014 and continuing thereafter, heavy rains and snow melt began to impact New York State and pose an imminent danger to vital public transportation, utility service, and public health and public safety systems within the counties of Essex, Franklin, Herkimer, Jefferson, Lewis and St. Lawrence and contiguous areas; and

WHEREAS, the combination of heavy rain and snow melt has caused flooding throughout the affected jurisdictions, which has caused widespread power outages and roadway closures and damage to homes and businesses and public and private property, and will continue to pose a threat to the public health and safety;

NOW, THEREFORE, I, ANDREW M. CUOMO, Governor of the State of New York, by virtue of the authority vested in me by the Constitution and the Laws of the State of New York, do hereby find that a disaster is imminent to which the affected local governments are unable to respond adequately. Therefore, pursuant to the authority vested in me by the Constitution of the State of New York and Section 28 of Article 2-B of the Executive Law, I hereby declare a State Disaster Emergency effective April 16, 2014 within the territorial boundaries of the counties of Essex, Franklin, Herkimer, Jefferson, Lewis and St. Lawrence and contiguous areas. This State Disaster Emergency shall be in effect until April 25, 2014; and

FURTHER, pursuant to Section 29 of Article 2-B of the Executive Law, I direct the implementation of the State Comprehensive Emergency Management Plan and authorize, effective April 16, 2014, the State Office of Emergency Management, the Department of Health, the Department of Transportation, the State Police, the Division of Military and Naval Affairs, the Department of Environmental Conservation, the State Department of Correctional Services, the Public Service Commission, the Office of Fire Prevention and Control, the Department of Labor, the Office of Parks, Recreation and Historic Preservation, the Office of General Services, the State University of New York, the Thruway Authority, the Division of Homeland Security and Emergency Services, other State agencies as necessary, and the American Red Cross to take appropriate action to protect State property and to assist affected local governments and individuals in responding to and recovering from this disaster, and to provide such other assistance as necessary to protect the public health and safety.

IN ADDITION, this declaration satisfies the requirements of 49 C.F.R. § 390.23(a)(1)(A), which provides relief from Parts 390 through 399 of the Federal Motor Carrier Safety Regulations (FMCSR). Such relief from the FMCSR is necessary in order to hasten the movement of utility power restoration crews into and within New York State.

FURTHER, I have designated Jerome M. Hauer, Commissioner of the Division of Homeland Security and Emergency Services, as the State Coordinating Officer for this event.

(L.S.)

GIVEN under my hand and the Privy Seal of the State in the City of Albany, this sixteenth day of April in the year two thousand fourteen.

*BY THE GOVERNOR*

