

1 [Establishment of Curfew to Meet Local Emergency - Peril to Safety of Persons and Property]

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3 **Motion concurring in the Mayor’s action to establish a curfew to meet the local**
4 **emergency conditions of extreme peril to the safety of persons and property.**

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6 WHEREAS, On May 25, 2020, police officers in Minneapolis, Minnesota forcibly
7 arrested an unarmed black Minneapolis resident named George Floyd; the officers placed Mr.
8 Floyd prone on the ground and a police officer pressed his knee against Mr. Floyd’s neck for
9 more than eight minutes while Mr. Floyd repeatedly stated that he could not breathe; after
10 about six minutes in this position, Mr. Floyd became unresponsive, and he was declared
11 deceased after paramedics arrived; this incident was captured on a video that was widely
12 disseminated and caused outrage across the country and around the world; and

13 WHEREAS, The day after Mr. Floyd’s death, protestors began to assemble in
14 Minneapolis demanding the officers involved be criminally charged; the protests in
15 Minneapolis continued over the course of the next several days; while most engaged in
16 peaceful protest, some individuals used the unrest as cover for wrongdoing, leading to
17 confrontations with law enforcement, looting, and vandalization and arson of businesses and
18 government buildings; protests have spread to many other cities in the United States,
19 including Los Angeles, Oakland, San Jose and San Francisco; and

20 WHEREAS, On May 29, 2020, a protest in Oakland turned into dangerous civil unrest,
21 with people blocking streets, shutting down the Bay Bridge, and looting various businesses;
22 the violence increased, resulting in the death of a Federal Protective Service Officer in
23 Oakland and leaving another officer critically injured; and

24 WHEREAS, On May 30, 2020, protests in San Francisco began peacefully, but later in
25 the evening looters broke into the Westfield Centre and other retail businesses in the Union

1 Square area, and several fires were set across the City, including at stores on Market Street;
2 some in the crowd defaced buildings and ATM machines, pulled down signs and barriers,
3 stacked trash bins in the street, and smashed windows; and

4 WHEREAS, On the night of May 30, 2020, thousands of people in San Francisco
5 protested peacefully and lawfully, but a significant number of people engaged in criminal
6 behavior, including violence, vandalism, looting of businesses, arson, and failure to follow
7 lawful dispersal orders, resulting in conditions of extreme peril to the safety of persons and
8 property and making the unrestricted presence of person on City streets and sidewalks after
9 8:00 p.m. dangerous to both them and the public safety; and

10 WHEREAS, On May 31, 2020, after the Mayor issued the curfew order discussed
11 below, the Police Department arrested 87 people for curfew violations and issued 33 citations;
12 the Chief of Police announced that police recovered a loaded firearm, a backpack full of
13 fireworks and explosives, and other weapons or items that could be used for vandalism; and

14 WHEREAS, On June 1, 2020, peaceful protests occurred in the City during the day and
15 the curfew order was generally respected without major incident; other Bay Area cities
16 including Oakland, Hayward, Fremont, Lafayette, Walnut Creek, Vallejo, and Santa Rosa
17 enacted curfews; there were reports of looting and vandalization in Richmond, Vallejo, and
18 Fairfield; and

19 WHEREAS, On May 31, 2020, in anticipation of continued civil unrest and violence,
20 Mayor London N. Breed proclaimed the existence of a local emergency threatening the lives,
21 property, or welfare of the City and County and its citizens, which proclamation is on file with
22 the Clerk of the Board of Supervisors in File No. 200573; and

23 WHEREAS, The Mayor's proclamation of local emergency shall continue to exist until it
24 is terminated by the Mayor or the Board of Supervisors; and

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1 WHEREAS, On May 31, 2020, the Mayor issued an Order Setting Curfew During Local
2 Emergency, which prohibits people from being on any public street, sidewalk, plaza, park,
3 other public property, or unimproved private property within the boundaries of the City and
4 County of San Francisco between 8:00 p.m. and 5:00 a.m., with certain exceptions including
5 first responders, people traveling to a home or workplace or to obtain medical assistance,
6 representatives of the media, and people experiencing homelessness; the Mayor's Order
7 Setting Curfew During Local Emergency is on file with the Clerk of the Board of Supervisors in
8 File No. 200574; now, therefore, be it

9 MOVED, That the Board of Supervisors concurs with the action taken by the Mayor to
10 meet the local emergency included in the Mayor's Order Setting Curfew During Local
11 Emergency, issued on May 31, 2020.

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