

**CITY OF ATLANTIC CITY**  
**MAYOR'S EXECUTIVE ORDER NO. 2 of 2020**  
**AUTHORIZING HOTELS, MOTELS, GUEST HOUSES AND**  
**ONLINE MARKETPLACES TO OFFER AND ACCEPT LODGING**

**WHEREAS**, the Governor issued Executive Order Nos. 103, 119 and 138, the facts and circumstances of which are adopted by reference herein, declaring both a Public Health Emergency and a State of Emergency throughout the State due to the public hazard posed by the Coronavirus disease 2019 (COVID-19); and

**WHEREAS**, to further protect the health, safety and welfare of New Jersey residents by reducing the rate of community spread of COVID-19, the Governor issued Executive Orders 102 through 147, (and as amended), the facts and circumstances of which are also adopted by reference herein, established enhanced social mitigation strategies for combating COVID-19; and

**WHEREAS**, Executive Order No. 108 (2020) and Administrative Order No. 2020-8 recognized that certain municipalities had legitimate concerns about an influx of visitors which may cause public health concerns. As a result, the State afforded municipalities the discretion to impose additional restrictions in response to COVID-19 on online marketplaces, hotels, motels, guest houses, or private residences for arranging or offering lodging or accepting new transient guests or seasonal tenants; and

**WHEREAS**, on April 6, 2020, the Mayor of the City of Atlantic City issued Executive Order No.1-2020 prohibiting online marketplaces from offering and arranging lodging and prohibiting hotels, motels, guest houses, and private residences from accepting new transient guests or seasonal tenants;

**NOW, THEREFORE**, pursuant to N.J.S.A. 40:69A-1, et seq., the Optional Municipal Charter Law and the executive power of the Municipality I, MARTY SMALL, SR, MAYOR of the City of Atlantic City, New Jersey, by virtue of the authority vested in me by the constitution and statutes of the State of New Jersey, do hereby **ORDER, PROCLAIM AND DIRECT**:

1. Effective May 29, 2020, online marketplaces shall be authorized to offer or arrange lodging in the City of Atlantic City.
2. Effective May 29, 2020, hotels, motels, guest houses, and private residences, or parts thereof, so long as they are properly registered and licensed, with the exception of Casino facilities, shall be authorized to accept new transient guests or seasonal tenants in the City of Atlantic City.

Paragraphs 1. and 2. above are subject to the Governor's issued Executive Order No. 107, paragraph 5, cancelling gatherings of individuals such as parties, celebrations, or other social events; and the State Director of Emergency Management's issued Administrative Order No. 2020-4, clarifying that gatherings of 10 persons or fewer are presumed to be in compliance with Executive Order No. 107.


**IT IS FURTHER ORDERED**, any individual or business found to be in violation shall, in addition to fines and penalties, risk loss of license to operate and shall be prosecuted to the fullest extent of the law.

**IT IS FURTHER ORDERED**, this Executive Order shall remain in effect until revoked or modified and supersedes any prior Mayor's issued Executive Orders.

Given, under my hand and seal  
This 22<sup>th</sup> Day of May in the  
year of Our Lord, Two Thousand and Twenty

  
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Honorable Marty Small, Sr., Mayor

**ATTEST:**

  
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Paula Geletei, City Clerk

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