



COVID-19 "PAUSE" Executive Order

In response to questions from AGC NYS and the industry, Empire State Development (ESDC) has this morning advised AGC NYS that the designation of construction as essential applies to "all construction."

Furthermore, as ESDC is being deluged by requests and questions from businesses relative to the Governor's Executive Order, they request that, in light of this clarification, firms engaged in construction refrain from asking for a "specific designation" as they work to handle an overwhelming volume of calls and e-mails.

Our original communication from yesterday about the Executive Order is below. We will keep you informed as updated information becomes available or if there are any changes. As you know, this is a highly fluid situation.

We encourage you to share this communication with your clients and other project partners.

--Mike Elmendorf

Posted on: March 22, 2020

Non-Essential Business Closures Mandated by Governor to Keep Workforce at Home

Under an Executive Order issued by New York State Governor Andrew Cuomo, **all businesses designated "non-essential" by the state must cease operation by 8 p.m on March 22, 2020, an effort to keep the workforce at home to slow the spread of coronavirus.**



The list of essential businesses that can continue operating can be found here:

<https://esd.ny.gov/guidance-executive-order-2026>

They are defined by the state as "any business providing products or services that are required to maintain the health, welfare and safety of the citizens of New York State."

Landscaping -- for maintenance and not for new planting installation -- has been deemed an "essential business" according to the county and state.

Businesses not included on the state's "essential business" list may apply to the state for a waiver at https://esd.ny.gov/sites/default/files/Request%20for%20Designation%20Form_0.pdf East Hampton business owners who submit a waiver request are advised to inform Amy Keyes, County Executive Steve Bellone's assistant county executive for intergovernmental relations, of their application, for tracking, by sending an email to Amy.Keyes@suffolkcountyny.gov.

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