

**ATTACHMENT B**  
**CITY OF SAINT MARY'S**  
**EMERGENCY ORDINANCE 2020-04**

1. All individuals must wear masks or cloth face coverings over their noses and mouths when they are indoors in public settings or communal spaces outside the home. This mandate is subject to the conditions and exceptions stated below.
2. The settings included in this mandate include, but are not limited to, the public and communal spaces within the following:
  - A. The store and post office.
  - B. Restaurants – including food preparation, carry-out, and delivery food operations. There is a limited exception for customers while they are eating or drinking in one of these settings.
  - C. Taxis and other forms of public or group transportation when passengers are present.
  - D. Personal care facilities, to the extent required by State Health Mandates.
  - E. Childcare facilities, to the extent required by State Health Mandates.
  - F. Communal areas of offices where people from multiple households are present.
  - G. Indoor communal spaces in other buildings.
3. Employers are responsible to make sure employees who are present in the workplace have access to and wear masks or cloth face coverings when in direct contact with customers, members of the public, or other employees. Masks are not required when the only direct contact is between members of the same household or when employees are not near others (within six feet).
4. This mandate does not apply to the following categories of people or activities:
  - A. Any child under the age of 2 years. These very young children should not wear a face covering because of the risk of suffocation;
  - B. Any child under the age of 12 years unless a parent or caregiver supervises the use of face coverings by the child to avoid misuse;
  - C. Any child in a child care or day camp setting, although such settings may provide their own requirement for use for children age 2 years old or older;
  - D. Any individual for whom wearing a mask or cloth face covering would be contrary to his or her health or safety because of a medical condition or mental health condition, and any individual unable to tolerate a mask due to a physical or mental disability;
  - E. Individuals who are speech impaired, deaf, or hard of hearing, or individuals communicating with someone who is deaf or hard of hearing, where facial or mouth movements are an integral part of communication;
  - F. Any individual who has trouble breathing or is unconscious, incapacitated, or otherwise unable to remove the face covering without assistance;

- G. Individuals who are exercising, if mask wearing would interfere with their breathing;
  - H. Individuals who are incarcerated, in police custody, or inside a courtroom; these individuals should follow guidance particular to their location or institution;
  - I. Individuals performing an activity that cannot be conducted or safely conducted while wearing a mask (for example, a driver experiencing foggy glasses, a dental patient receiving care, an equipment operator where there is a risk of dangerous entanglement); and,
  - J. Presenters, ministers, and others communicating to an audience or being recorded, for the duration of their presentation/practice/performance where mask usage impairs communication, and so long as safe physical distancing is maintained.
5. If a person declines to wear a mask or face covering because of a medical condition or disability as described above, this order does not require them to produce medical documentation verifying the stated condition or disability. Businesses may wish to consider accommodating such individuals through curbside or delivery service or by allowing the individual inside without a mask if doing so will not place others at risk.
  6. Employers will not be subject to fines based on non-compliance by customers if there is a clearly posted sign informing customers that they are required to wear face coverings. Brief removal of a face covering, such as is necessary to eat, drink, or scratch an itch does not constitute a violation of this mandate (although hand washing/sanitizing is recommended after such activities).
  7. Violation of this mandate does not create grounds for residents to harass individuals who do not comply with it.