

**CITY OF GALENA, ALASKA  
ORDINANCE NO. 2021-19**

**EMERGENCY ORDINANCE**

AN EMERGENCY ORDINANCE IMPOSING SHELTER-IN-PLACE REQUIREMENT ON PERSONS WITH SIGNIFICANT EXPOSURE TO PERSONS REQUIRED TO SHELTER IN PLACE POST-TRAVEL

WHEREAS; there is a public health emergency in the City of Galena, more fully described in Emergency Ordinances Nos. 2020-01 through 2021-16;

WHEREAS, GMC 8.12.020 provides that “When an infectious disease-related emergency has been declared by the city manager or city council and there is probable cause to believe limiting community interaction, for a period of time, of persons arriving in the city is necessary to prevent, reduce or limit the spread of the disease within the city, all persons arriving into the city, except for critical infrastructure and response workers as determined by the city manager, shall be subject to mandatory post-travel shelter-in-place of a duration to be determined by the city manager in consultation with a qualified medical officer, which shall not, in any event, exceed 20 days in duration”;

WHEREAS, Emergency Ordinance 2021-13 extended the shelter-in-place requirement imposed by GMC Chapter 8.12 to persons with significant exposure to persons required to shelter-in-place under GMC 8.21.020;

WHEREAS, Emergency Ordinance 2021-13 expires sixty days after adoption;

WHEREAS, the exigency addressed by Emergency Ordinance 2021-13 continues; and

WHEREAS, AS 29.25.030 provides that a governing body may adopt an emergency ordinance at a meeting where it is first introduced and is effective on adoption, provided that the ordinance receives the affirmative vote of all members present or the affirmative vote of three-fourths of the total membership of the governing body, whichever is less;

NOW, THEREFORE, IT IS HEREBY ORDAINED by the Galena City Council as follows:

**SECTION 1. Classification.** This an emergency ordinance.

**SECTION 2. Findings and Declaration of Infectious Disease Related Emergency.** The city council finds that there is probable cause to believe limiting community interaction, for a period of time, of persons arriving in the city is necessary to prevent, reduce or limit the spread of disease within the city. Transmission of COVID-19 is such that restrictions must be place upon such persons.

**SECTION 3. Extension of Shelter-in-Place Requirement.**


- A. A person with significant exposure to any person required to shelter in place, at the time of the exposure, under GMC 8.12.020 shall also be required to shelter in place.
- B. The shelter-in-place required by this section shall continue until the earlier of:
  - 1. 14 days following the date of significant exposure; and
  - 2. the person to whom the person had significant exposure obtains a negative result on a sars-cov-2 test taken not less than seven days after arriving into the city.
- C. As used in this section, “significant exposure” means
  - 1. Remaining within six feet
  - 2. for a duration of ten minutes or more
  - 3. while in an enclosed space and
  - 4. without both persons wearing a mask or similar covering for the duration of the exposure.
  - 5. having Physical contact

**SECTION 4. Enforcement and Defense.**

- A. Violation of Section 3 of this ordinance constitutes violation of GMC 8.12.060.A.
- B. It shall be a defense to a violation of Section 3 of this ordinance that the person did not know and should not reasonably have known that the person to whom the accused was significantly exposed was required to shelter in place under GMC 8.12.020.

**SECTION 5. Effective Date.** This ordinance is effective immediately upon adoption and for a period of 60 days thereafter unless it is earlier adopted or ratified as non-emergency ordinance pursuant to AS 29.25.020.

APPROVED and SIGNED the 13<sup>th</sup> day of November, 2020.

  
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Edward Pitka Jr., Mayor

ATTEST:

  
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Carolyn Sam, City Clerk