CITY OF KETCHUM
PUBLIC HEALTH EMERGENCY ORDER 20-03

WHEREAS, COVID-19 is a respiratory disease that can result in serious illness or death, is caused by the SARS-CoV-2 virus, which is a new strain of coronavirus that had not been previously identified in humans and can easily spread from person to person. The virus is spread between individuals who are in close contact with each other through respiratory droplets; and

WHEREAS, on January 30, 2020, the International Health Regulations Emergency Committee of the World Health Organization declared the outbreak of COVID-19 a public health emergency of international concern; and

WHEREAS, the CDC reports that people are most contagious when they are most symptomatic (the sickest) however some spread might be possible before people show symptoms although that is not the main way the virus spreads; and

WHEREAS, on and after March 13, 2020, Idaho Governor Brad Little signed a declaration of emergency for the State of Idaho in response to concerns that cases of COVID-19 are imminent in Idaho; and

WHEREAS, on and after March 13, 2020, the Idaho Governor issued a series Orders addressing public health measures to slow the spread of COVID-19 including the current Stay Healthy Guidelines signed June 11, 2020, and inclusive of the Idaho Rebounds Plan; and

WHEREAS, as of June 30, 2020, Idaho was reporting 5752 total cases of COVID-19, including 209 new cases on June 29, 2020 and 91 deaths to date; and

WHEREAS, on March 18, 2020 the Mayor of the city of Ketchum declared a local disaster emergency, and on March 23, 2020 the Ketchum City Council consented and adopted the Declaration as per the Disaster Preparedness Act (Title 46, Chapter 10 of the Idaho Code), in the city of Ketchum due to the threat that COVID-19 poses to the health and welfare of the residents of Ketchum; and

WHEREAS, on March 23, 2020, the Council for the city of Ketchum adopted Ordinance 1207 establishing emergency powers that provide the authority, purpose, and intent of emergency powers to address the threat of COVID-19; and

WHEREAS, infection rates in Idaho have significantly increased in urban areas in recent weeks, and have begun to increase in Blaine County partially due to a swell of summer visitors; and

WHEREAS, the emergency services and local healthcare facilities have limited capacity to handle a significant increase in COVID-19 confirmed cases in Blaine County; and

WHEREAS, the CDC recommends that people wear cloth face coverings in public settings, especially when other social distancing measures are difficult to maintain; and

WHEREAS, there is a continuing and urgent need to protect all residents, employees and visitors in the city of Ketchum from the risks relating to the COVID-19 pandemic through the protection provided by wearing facial coverings; and

WHEREAS, the city of Ketchum Mayor and City Council find it necessary to enact additional regulations to strengthen the June 13, 2020 Stage 4 Stay Healthy Guidelines to slow the community spread and protect the health, safety, and welfare of individuals living, working and visiting the city of Ketchum; and

WHEREAS, this Order was considered and approved by the City Council in accordance with provisions of Emergency Ordinance 1207;

NOW, THEREFORE, the Mayor and City Council do hereby adopt the following regulations, which shall supersede all prior Public Health Emergency Orders issued by the city of Ketchum, and which shall be in effect until rescinded, superseded or amended by the Mayor or City Council.

SECTION 1 FACE COVERINGS

Every person, shall, when in any indoor or outdoor public place, completely cover their nose and mouth when members of the public are physically present for otherwise unprotected social interaction.

1. DEFINITIONS: For purposes of this Public Health Emergency Order "public place" shall mean any place open to all members of public without specific invitation, including but not necessarily limited to, retail business establishments, government offices, medical, educational, arts and recreational institutions, public transportation, including taxi cabs and ridesharing vehicles. "Members of the public" shall mean persons not therein employed, present without invitation.

2. EXEMPTIONS:

a. Children under the age of 5.

b. Persons who cannot medically tolerate wearing a face covering. A person is not required to provide documentation demonstrating that the person cannot medically tolerate wearing a face covering.

c. Persons who are hearing impaired, or communicating with a person who is hearing impaired, where the ability to see the mouth is essential for communication.

d. Persons, including on-duty law-enforcement officers, for whom wearing a face covering would create a risk to the person related to their work, as determined by local, state, or federal regulators or workplace safety guidelines.

e. Persons who are obtaining a service involving the nose, face, or head for which temporary removal of the face covering is necessary to perform the service.

f. Persons who are eating or drinking at a restaurant or other establishment that offers food or beverage service, so long as the person is able to maintain a distance of 6 feet away from persons who are not members of the same household or party as the person.

g. Outdoor public places where people can employ social distancing as recommended by CDC.

SECTION 2 PENALTIES

Any person who violates any provision of this Order, shall be guilty of an infraction, punishable by a fine of $100.

SECTION 3 EFFECTIVE DATE AND SUNSET DATE

This Emergency Order shall take effect at 12:00 a.m., on July 7, 2020 and shall remain in effect until rescinded, superseded or amended by the Mayor or City Council.

Passed and approved by the Ketchum City Council on the 6th day of July 2020.

APPROVED:

Neil Bradshaw
Mayor

ATTEST

Robin Crotty, City Clerk

CITY OF KETCHUM SEAL BLAINE COUNTY, IDAHO