

CITY OF HAILEY
PUBLIC HEALTH EMERGENCY ORDER NO. 2022-01

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 Center for Disease Control (CDC) reports that people are most COVID-19 contagious when they are most symptomatic (the sickest) however spread is possible before people show symptoms, or by those that are asymptomatic; and

WHEREAS, on 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 of Orders addressing public health measures to slow the spread of COVID-19 including the current **Stage 4 Stay Healthy Guidelines**, effective from May 11, 2021; and

WHEREAS, on March 20, 2020 the Mayor of the City of Hailey declared a local disaster emergency, and on March 23, 2020 the Hailey City Council approved and adopted the Declaration pursuant to the Disaster Preparedness Act (Title 46, Chapter 10 of the Idaho Code), in the City of Hailey due to the threat that COVID-19 poses to the health and welfare of the residents of Hailey; and

WHEREAS, on March 24, 2020, the Council for the city of Hailey adopted Ordinance 1260 establishing emergency powers that provide the authority, purpose, and intent of emergency powers to address the threat of COVID-19, which ordinance was extended as Ordinance 1266 on September 14, 2020, and extended as Ordinance 1277 on February 8, 2021, and extended as Ordinance 1290 on August 9, 2021, which latest extension remains in effect; and

WHEREAS, Idaho Code Sections 50-304 and 50-603 empower a City, by its Mayor and City Council, to make all regulations necessary to preserve public health, prevent the introduction of contagious disease into the city and for the enforcement of any health or quarantine ordinance and regulation thereof, and

WHEREAS, on September 14, 2020 the City Council, by unanimous consent, determined that future actions relating to exercise of its public health regulatory authority, and for purposes of general guidance, would be based upon the Covid-19 Blaine County Risk Level Plan; and

WHEREAS, according to the Blaine County Risk Level Plan, the County is now at the High Level, meaning cases are increasing rapidly and outbreaks have been found in several businesses in the area. Impact on Regional Hospitals has been high because of staffing shortages; and

WHEREAS, the United States Center for Disease Control (CDC) has continuously issued, updated as of January 6, 2022, various interim Public Health Guidance which continue to recommend wearing of face coverings; and

WHEREAS, according to the CDC, variants of the original COVID-19 virus have appeared, and spread, including the so called "Omicron" variant, which is currently causing a surge in cases; and

WHEREAS, it being desirous to slow the spread of COVID-19 for the benefit of public health, business, education and the general public well-being; and

WHEREAS, promoting public awareness of the mask mandate reissued herein will be fostered by place of signage at the entrance to public places; and

WHEREAS, this Order was considered and approved by the mayor in accordance with provisions of Emergency Powers Ordinance 1290; and

NOW, THEREFORE, the Mayor, with the approval of Hailey City Council, does issue this Public Health Emergency Order superseding any, and all, prior Emergency Public Health Orders.

SECTION 1. FACE COVERINGS

Every person, shall, when in any indoor, or outdoor public place where social distancing is not possible, 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 cloth face covering must wear or position themselves behind a face shield. A person is not required to provide documentation demonstrating that the person cannot medically tolerate wearing a cloth 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, must wear or position themselves behind a face shield.

- 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 actively engaged in athletic competition.
- f. 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.
- g. 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 party as the person.
- h. Outdoor public places where people can employ social distancing as recommended by CDC, while continuing to recommend face covering.

SECTION 2. SIGNAGE

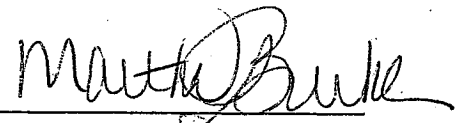
Every public place, as defined by this order, is directed to post at every entrance thereto, and in conspicuous locations throughout said place signage in a form substantially the same as that attached hereto, incorporated herein and marked as Exhibit A.

SECTION 3. EFFECTIVE DATE AND SUNSET DATE

This Emergency Order shall take effect upon execution and publication by posting, as dated below, and shall expire at 12:00 a.m. on February 15, 2022, unless rescinded, superseded or amended by the Mayor or City Council in advance of said date.

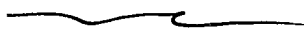
ISSUED

January 11, 2022



Mayor, Martha Burke

ATTEST



Mary Cone, City Clerk

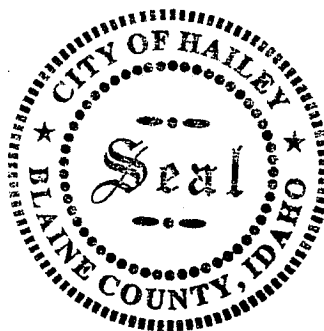


Exhibit A

Signage to be Posted at all Public Place Entrances in English and Spanish

Every public place, as defined by this order, is directed to have posted at every entrance thereto, and in conspicuous locations throughout said place signage in a form substantially as follows:

WELCOME!

**Face masks or shields are required
by Hailey City Emergency Health Order.**



**FACE MASKS OR FACE SHIELDS ARE REQUIRED to be worn
within this public place.**

A 6-foot distance should be maintained from others whenever possible after entering.

Hand wash and/or sanitize frequently, and cover sneezes or coughs.

**DO NOT ENTER if you have symptoms of common cold,
influenza and/or Covid variants.**

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Thank you for your cooperation.

Exhibit A

Señalización que se publicara en todas las entradas de lugares públicos en Inglés y Español

Todo lugar público, tal como se define en esta orden, tiene instrucciones de colocar en cada entrada al mismo, y en lugares visibles a lo largo de dicho lugar, letreros sustancialmente de la siguiente manera:

BIENVENIDOS!

Se requiere mascarillas o protectores faciales
por Orden de Salud de Emergencia de la Ciudad de Hailey.



SE REQUIERE EL USO DE MASCARILLAS O PROTECTORES FACIALES dentro de este lugar público.

Se debe mantener una distancia de 6 pies de los demás siempre que sea posible después de ingresar. Lávese las manos y/o use desinfectante con frecuencia, y cubra los estornudos o la tos.

NO ENTRE si tiene síntomas de resfriado común, influenza y/o variantes del COVID.

Siga las indicaciones actuales de la CDC relacionadas con los variantes de COVID-19. Gracias por su cooperación.