

# City of Valley City

## Emergency Order 2020-05 Effective 5:00 pm October 23, 2020

Pursuant to the COVID-19 emergency declaration dated March 17, 2020 (ratified and extended by the Board of City Commissioners on March 18, 2020), and the authority set forth in Valley City Municipal Code § 19-01-03, Dave Carlsrud, Mayor of the City of Valley City, North Dakota, in order to promote the health and safety of Valley City residents, hereby orders as follows:

### Valley City Mask Plan (Risk Level Yellow/Moderate)

1. Definitions. For purposes of the City Mask Plan, the following definitions shall apply:
  - a. “Face Covering” means a paper or two-layered cloth face mask that covers the nose and mouth completely and includes a paper or disposable face mask or a religious face covering. Face Coverings that incorporate a valve designed to facilitate easy exhaling, mesh masks, or masks with openings, holes, visible gaps in the design or material, or vents are not sufficient because they allow exhaled droplets to be released into the air.
  - b. “Business” or “Businesses” are broadly defined to include entities that employ or engage workers, including private-sector entities, public-sector entities, non-profit entities, and state, county, and local governments.
  - c. “Social Distancing” means individuals keeping at least 6 feet of distance from other individuals who are not members of their Household.
  - d. “Household” means a group of individuals who share the same living unit.
  
2. Implementation. The City of Valley City will implement the updated ND Smart Restart Plan guidelines that became effective on October 15, 2020, to help reduce the spread of COVID-19.
  
3. Businesses. All Businesses are strongly encouraged to establish a limit on the number of occupants allowed inside the Business at any one time. Businesses are encouraged to limit occupancy to 50% with a cap of 100 people. Businesses are encouraged to implement Social Distancing practices and to require all occupants, including employees, to wear Face Coverings. The following Businesses are strongly encouraged to incorporate the following practices:
  - a. Restaurants, Bars and Food Service. All visitors who enter restaurants, bars, breweries, and similar on-site establishments, should wear a Face Covering from the time they enter the establishment to the time they are seated. Visitors should be encouraged to wear a Face Covering if not actively consuming food or drink.
  - b. Public Transportation. All individuals providing public transportation services wear a Face Covering while transporting passengers. Passengers should be encouraged to wear a Face Covering from pick-up to arrival at the destination.
  
4. Large Gatherings. All individuals holding large indoor and/or outdoor gatherings are strongly encouraged to incorporate the following practices:
  - a. Implement Social Distancing practices and require all attendees, including employees, to wear Face Coverings.

- b. Large indoor gatherings are encouraged to limit occupancy to 50%. All gatherings should be capped at 100 people.
- c. Gatherings of any size where Social Distancing cannot be maintained should be cancelled.

5. Face Coverings Required. Every person within the City of Valley City is strongly encouraged to wear a Face Covering in all indoor settings where they are exposed to non-Household members and where Social Distancing of 6 feet or more cannot be assured, and in all outdoor settings where there is exposure to non-Household members, unless there exists ample space of 6 feet or more to practice Social Distancing.

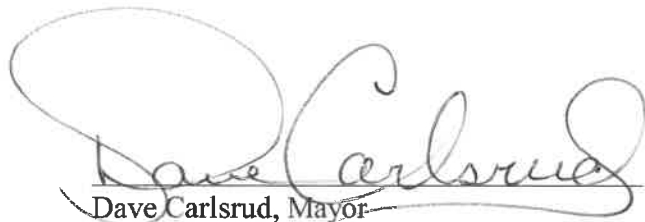
The following shall be exempt from wearing a Face Covering:

1. Persons younger than school age, although parents and guardians are encouraged to have such younger children wear Face Coverings when and where appropriate.
2. Persons with a medical condition or disability that prevents wearing a Face Covering.
3. Persons performing job duties where a 6 foot distance is not achievable, but a Face Covering is inhibitory to the ability to perform the job duty safely and effectively.
4. Persons participating in athletic activities where a 6 foot distance is not achievable, but a Face Covering is inhibitory to the activity.
5. Persons actively consuming food or drink.
6. Persons driving a motor vehicle alone or with passengers from the driver's Household.
7. Persons receiving services that require access to the face for security, surveillance, or other purposes may temporarily remove a Face Covering while receiving those services.
8. Persons engaged in religious worship activities; however, Face Coverings are strongly encouraged.
9. Persons giving a speech or performance for broadcast or to an audience; however, those persons shall Social Distance from nearby individuals.

6. Enforcement of Other Applicable Laws. The City Mask Plan shall not prohibit law enforcement officers or local officials from enforcing trespassing laws or other applicable laws in removing violators at the request of Businesses or other property owners.

8. Effective Date and Term. The City Mask Plan is effective at 5:00 p.m. Friday, October 22, 2020, and will remain in effect until Governor Burgum modifies the ND Smart Restart Plan guidelines and/or the underlying state of emergency has ended, unless it is sooner modified or terminated by the Mayor or unless it is modified or terminated sooner by motion or resolution approved by the Board of Commissioners.

APPROVED this 21st day of October, 2020.



Dave Carlsrud, Mayor