

CITY AND BOROUGH OF SITKA

RESOLUTION NO. 2020-26

ENCOURAGING THE PEOPLE IN THE CITY AND BOROUGH OF SITKA TO WEAR MASKS OR CLOTH FACE COVERINGS IN PUBLIC PLACES

WHEREAS, the COVID-19 pandemic has generated a public health emergency that threatens to overwhelm our health system, endangering the lives and the wellbeing of the people, economy and general life of Sitka; and

WHEREAS, a phased reopening has allowed businesses to get back to work, with precautions in place, but with cases rising in Alaska and throughout the United States, our open status is in jeopardy unless more individuals in Alaska, the residents of Sitka and those visiting act decisively to stop the spread; and

WHEREAS, additional science and public health understanding of the efficacy of the use of masks in helping prevent the spread of COVID-19 shows that more widespread use is in our communities' best interest, the CDC and the Alaska Medical Director now recommend wearing of masks when physical distancing cannot be maintained or when in indoor public places of our community.

NOW, THEREFORE, BE IT RESOLVED that the Assembly of the City and Borough of Sitka, Alaska, hereby highly encourages the following:

1. All individuals should 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 encouragement is subject to the conditions and exceptions stated below.
2. The settings included in this resolution include, but are not limited to, the public and communal spaces within the following:
 - A. Grocery stores, pharmacies, and all other retail stores.
 - B. Restaurants, cafes, bars, and breweries – 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. Buses, taxis, and other forms of public transportation when passengers are present.
 - D. Personal care facilities, to the extent required.
 - E. Communal areas of offices where people from multiple households are present.
 - F. Elevators and indoor communal spaces in other buildings.
3. Employers should make sure employees who are present in the workplace have access to and are encouraged to wear masks or cloth face coverings when in direct contact with customers, members of the public, or other employees. Masks are not encouraged when the

52 only direct contact is between members of the same household or when employees are not
53 near others (within six feet).

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55 4. This resolution does not apply to the following categories of people or activities:

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57 A. Any child under the age of 2 years, as these very young children should not wear a face
58 covering because of the risk of suffocation;

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60 B. Any child under the age of 12 years, unless a parent or caregiver supervises the use of
61 face coverings by the child to avoid misuse;

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63 C. Any child in a childcare or day camp setting, although such settings may provide their own
64 requirement for use for children age 2 years old or older;

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66 D. Any individual for whom wearing a mask or cloth face covering would be contrary to his or
67 her health or safety because of a medical condition or mental health condition, and any
68 individual unable to tolerate a mask due to a physical or mental disability;

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70 E. Individuals who are speech impaired, deaf, or hard of hearing, or individuals
71 communicating with someone who is deaf or hard of hearing, where facial or mouth
72 movements are an integral part of communication;

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74 F. Any individual who has trouble breathing or is unconscious, incapacitated, or otherwise
75 unable to remove the face covering without assistance;

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77 G. Individuals who are exercising, if mask wearing would interfere with their breathing;

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79 H. Individuals who are incarcerated, in police custody, or inside a courtroom, as these
80 individuals should follow guidance particular to their location or institution;

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82 I. Individuals performing an activity that cannot be conducted or safely conducted while
83 wearing a mask (for example, a driver experiencing foggy glasses, a dental patient receiving
84 care, an equipment operator where there is a risk of dangerous entanglement); and,

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86 J. Musicians, presenters, ministers, and others communicating to an audience or being
87 recorded, for the duration of their presentation/practice/performance where mask usage
88 impairs communication, and so long as safe physical distancing is maintained.

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90 5. If a person declines to wear a mask or face covering because of a medical condition or
91 disability as described above, this resolution does not recommend them to produce medical
92 documentation verifying the stated condition or disability. Businesses may wish to consider
93 accommodating such individuals through curbside or delivery service or by allowing the
94 individual inside without a mask if doing so will not place others at risk.

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96 6. Since this is a resolution, without the effect of law, it is unenforceable. The people of Sitka are
97 respectfully requested to comply with this resolution. Additionally, failure to follow this resolution
98 does not create grounds for residents to harass individuals who choose not to observe or ignore
99 the intent of it.

101 **EFFECTIVE DATE AND DURATION.** This resolution shall be effective immediately after its
102 adoption. A public services announcement shall be widely distributed providing public notice of
103 this resolution. This resolution shall remain in effect through September 8, 2020, or until earlier
104 terminated by the Assembly.
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106 **PASSED, APPROVED AND ADOPTED** by the Assembly of the City and Borough of Sitka,
107 Alaska on this 28th day of July, 2020.
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111 _____
Gary L. Paxton, Mayor

112 ATTEST:
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116 Sara Peterson, MMC
117 Municipal Clerk

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119 1st and final reading 7/28/2020
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121 Sponsors: Knox and Christianson