PINETOP/LAKESIDE
Celebrate the Seasons

AN EMERGENCY PROCLAMATION OF THE TOWN OF PINETOP LAKESIDE, ARIZONA REQUIRING THE WEARING OF FACE COVERINGS IN PUBLIC MAYOR STEPHANIE IRWIN

WHEREAS, the World Health Organization declared a Public Health Emergency of International Concern on January 30, 2020, the United States Department of Health and Human Services declared a Public Health Emergency related to the COVID-19 outbreak on January 31, 2020, and the World Health Organization officially declared a pandemic due to COVID-19 on March 11, 2020, and the Governor of Arizona declared an emergency due to COVID-19 and issued Executive Order 2020-07 providing Proactive Measures to Protect Against COVID-19 and on March 13, 2020 the President of the United States, Donald Trump, declared a National Emergency concerning the Novel Coronavirus Disease (COVID-19) Outbreak; and

WHEREAS, on March 17th the Town Council of Pinetop-Lakeside approved an Emergency Proclamation authorizing Mayor Stephanie Irwin that during such emergency, to govern by proclamation and shall have the authority to impose all necessary regulations to preserve the peace and order of the Town of Pinetop-Lakeside necessary to protect the health, safety, and welfare of the Town and its residents, and remains in effect; and

WHEREAS, the Town of Pinetop-Lakeside (the "Town") is continuing to respond to the spread of the coronavirus disease 2019 ("COVID-19") in order to preserve the public health, safety and welfare of the Town, its residents, businesses, visitors, and employees; and

WHEREAS, throughout the nation and State of Arizona, public health and health care systems have identified precautions and interventions that can mitigate the spread of COVID-19; and

WHEREAS, the Centers for Disease Control and Prevention, the Arizona Department of Health Services, and the Navajo County Health Department Disease Control Division all recommend the use of face coverings in public settings to slow the spread of COVID-19; and

WHEREAS, on June 17, 2020, the Governor issued Executive Order 2020-40 entitled "Containing the Spread of COVID-19" ("Executive Order 2020-40") that, among other things, authorized the Town to require the wearing of face coverings in public in order to limit the spread of COVID-19; and

WHEREAS, it is necessary and appropriate to take action to ensure the spread of COVID-19 is controlled and that the residents of the Town of Pinetop-Lakeside remain safe and healthy; and

WHEREAS, the Town will continue to make a good faith effort to educate its citizens and visitors to the Town on the benefits of wearing face coverings in public; and

NOW, THEREFORE, I, Stephanie Irwin Mayor of the Town of Pinetop-Lakeside, by virtue of the authority vested in me by the Constitution and Laws of the State, pursuant to A.R.S. § 26-311 and the Town of Pinetop-Lakeside Code, Chapter § 8.06.020 Emergency Management Authority/Service/Planning Mayor's authority, have determined that the COVID-19 outbreak presents conditions in the Town of Pinetop-Lakeside which require the wearing of face coverings in public in order to limit the spread of COVID-19, and do hereby proclaim:

1. **All persons shall wear Face Coverings:**

    (a) When entering and while inside Town buildings and facilities where persons are unable to maintain safe physical distancing (six feet or more separation) from others;
    (b) and in such indoor or outdoor places where persons are unable to maintain safe physical distancing, (six or more feet separation) from others; not of their own household.

2. **Exceptions:**

    Nothing herein shall require the wearing of face coverings by the following persons or in the following circumstances:

    (a) Those who cannot wear a face covering due to a medical or mental health condition or developmental disability.
    (b) Children under 6 years of age.
    (c) Restaurant patrons while they are dining.
    (d) When complying with directions of law enforcement officers.
    (e) In settings where it is not practical or feasible to wear a face covering, including when obtaining or rendering goods or services, such as the receipt of dental services or while swimming.
    (f) Anyone who has trouble breathing, is unconscious, incapacitated, or otherwise unable to remove the mask without assistance.

3. **Definitions:**

    "Face Covering" shall mean a piece of cloth, fabric or other material without holes that fully and securely covers a person's nose and mouth and remains affixed in place without the use of one's hands. A Face Covering may be factory-made or may be handmade and improvised from household materials.

4. **Effective Date, Limitations, and Area.**

    This Emergency Proclamation shall become effective at 5:00 p.m. on June 24, 2020 and shall expire 30 days from its effective date unless modified or rescinded or until the Governor declares an end to the COVID-19 State of Emergency in Arizona, whichever occurs first. This Emergency Order is effective within the entirety of the town limits of the Town of Pinetop-Lakeside.

5. **Posting of Emergency Order.**

Each Business in the Town that is open to the public shall post signage at its entrances and at other appropriate locations stating that customers (or visitors) are required to wear face coverings by order of the Town of Pinetop-Lakeside. Other appropriate locations shall include alternative entrances (back doors, etc.) and transaction locations such as registers.

6. **Implementation.**

The intent of this Emergency Proclamation is to encourage compliance by businesses and persons within the Town of Pinetop-Lakeside. Law enforcement and other Town personnel shall educate and encourage compliance with this Emergency Order.

7. **Distribution.**

This Emergency Proclamation shall be (i) distributed to the news media and other organizations calculated to bring its contents to the attention of the general public and businesses; (ii) be filed with the Town Clerk; and (iii) be distributed to others as necessary to ensure proper implementation of this Emergency Proclamation.

8. **Conflicting laws.**

All existing laws, ordinances, orders, rules, and regulations in conflict with this Emergency Proclamation are suspended to the extent that they conflict with this Emergency Order.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the seal of the Town of Pinetop-Lakeside, Arizona.

Done at the Town Hall of Pinetop-Lakeside, this 24th day of June 2020.

TOWN OF PINETOP-LAKESIDE

Stephanie Irwin

Stephanie Irwin
Mayor

SEAL OF THE TOWN OF PINETOP-LAKESIDE
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1984
ARIZONA

Jill Akins

Attest: Jill Akins, CMC
Town Clerk