Executive Order 2020-12 – Safety measures on Non-Hospitality Business Premises, within the City of Ocean Shores to help reduce and stop the potential spread of COVID-19.

WHEREAS, COVID-19 has been declared a pandemic in the United States of America; and

WHEREAS, on March 13, 2020, in my capacity as Mayor, I proclaimed that a civil emergency exists in the City of Ocean Shores in Emergency Proclamation 2020-01; and

WHEREAS, on March 23, Governor Jay Inslee order citizens of the State of Washington to cease leaving their home or place of residence except for specific functions or activities, order the All people on the State of Washington to cease participating all public and private gatherings, and further order all non-essential businesses in Washington State to cease operation except for limited exceptions; and

WHEREAS, on March 29, President Trump extended the nationwide social distancing guidelines to April 30, 2020; and

WHEREAS, as a small rural community, the City has limited essential resources. A COVID-19 outbreak would strain those resources as well as having devastating results on its largely older population; and

WHEREAS, the impacts of the COVID-19 crisis are expected to improve; and

WHEREAS, the potential impact to our community of the COVID-19 healthcare crisis is severe; and

WHEREAS, on April 3, 2020, CDC advised the use of simple cloth face coverings to slow the spread of the virus and help people who may have the virus and do not know it from transmitting it to others; and

WHEREAS, cloth face coverings fashioned from household items or made at home from common materials at low cost can be used; and
WHEREAS, the cloth face coverings recommended are not surgical masks or N-95 respirators. Those are critical supplies that must continue to be reserved for healthcare workers and other medical first responders, as recommended by current CDC guidance; and

WHEREAS, the CDC further indicates that maintaining 6-feet social distancing remains important to slow the spread of the virus; and

WHEREAS, the CDC also indicates that adequate hand-washing is critical to slow the spread of the virus; and

WHEREAS, the wearing of gloves in high touch areas like grocery stores is recommended to customers and some employees; and

WHEREAS, many shoppers and some employees of Ocean Shores' businesses are not following these guidelines at this time which could increase the likelihood of transmission of COVID-19; and

WHEREAS, Art. XI, Sec. 1 1 of the Washington State Constitution grants cities like the City of Ocean Shores broad police powers to “make and enforce within its limits all such local police, sanitary and other regulations as are not in conflict with general laws;” and

WHEREAS, I have determined that it is necessary for the City to take actions authorized under Chapter 2.08 (Mayor) Chapter 2.72 (Emergency Services) and Chapter 8.36 (Mayor's Emergency Powers) of the Ocean Shores Municipal Code ("OSMC") and Chapter 38.52 (Emergency Management) of the Revised Code of Washington ("RCW") including, but not limited to, the definitions in RCW 38.52.010, the authorizations in RCW 38.52.070 and RCW 38.52.110, the liability, immunity, and indemnification provisions of RCW 38.52.180, et. seq.

NOW, THEREFORE, I, Crystal Dingier, Mayor of Ocean Shores, acting under my authority under Chapter 8.36 (Mayor’s Emergency Powers) of the Ocean Shores Municipal Code ("OSMC") as well as that certain City of Ocean Shores Emergency Proclamation, dated and March 13, 2020, hereby proclaim Executive Order 2020-12 until 11:59 p.m. on June 30, 2020.

Section 1: Effective Date


Section 2: Wearing of Cloth Face Coverings

1) All persons shall wear a face covering when they are interacting with others who are not members of their household in public and private spaces. Specifically, this order states that people must wear face coverings when:

   a. Inside public spaces or waiting in line to enter public spaces

   b. When seeking healthcare
c. Waiting for or riding on mass transit or other shared transportation, or waiting in line anywhere

d. In common areas of buildings, such as hallways, stairways, elevators and parking facilities

e. Employees in areas where the public is present, likely to be present, or at any time when others are nearby

f. Employees in any space where food is being prepared and/or packaged for sale or distribution

g. Drivers/Operators of public transit.

2) Guidance:

a. Face coverings SHOULD NOT be used for children under the age of 2

b. Use homemade cloths face covering: A face covering can be a bandana, scarf, towel, or other cloth that covers your mouth and nose

c. Be sure to wear and clean your face covering properly. Coverings should fully cover your nose and mouth. They should be washed frequently (ideally after each use) with detergent and hot water, and dried on a hot cycle.

Section 3: Social Distancing

1) Businesses shall

a. Require employees and customers/visitors entering the premises of stores and businesses in Ocean Shores to maintain 6-feet social distancing as much as reasonably possible

b. Limit the number of customers entering the premises to facilitate social distancing at store entrances, throughout store and at check-out lines.

c. Where aisles may cause problems with social distancing, Stores shall limit to one-way movement through aisles

d. Require all workers to stay at least six feet away from customers and co-workers, or provide plexiglass or other physical barriers

e. Temporarily mark six-foot increments (using adhesive colored tape, chalk, etc.) on the ground or floor to ensure social distancing

f. Post large print attention-grabbing signs readable from a distance (or use portable, electronic reader boards) that inform customers of social distancing practices

g. Designate an employee or employees to monitor and facilitate distancing
h. Discontinue self-serve unpackaged processed foods, free sample stands and product demonstrations.

Section 4. Cleanliness, Sanitizing and Use of Gloves

1) Businesses shall

a. Supply hand-sanitizer in public and employee restrooms. Require workers to wash hands frequently with soap and water for at least twenty seconds, such as when they arrive at work, leave their workstations for breaks, eat, use tobacco, and after handling money.

b. Use sanitizing cleaner frequently on touchable surfaces such as shopping cart and shopping basket handles, counters, door handles, door push areas, seating, rented pedal/electric/motorized vehicles, vehicles used on business premises, and other frequently touched surfaces.

c. Provide gloves and require that they are used for cart retrievers, handling money, common use of the same workspace, food safety, restocking, and cleaning, or where there is a likelihood of touching another person.

Section 5. Duration

Until 11:59 p.m. on June 30, 2020.

Section 6: Violations of this Order

Any violation of these emergency measure(s) shall subject the individual, operator, business entity, or organization to a fine or imprisonment for not more than ninety days or by both pursuant to Section 8.36.040 of the City Code.

Section 7: Prior Proclamations Remain in Effect

All mayoral proclamations and orders presently in effect shall remain in full force and effect except that, insofar as any provision of any such prior proclamation is inconsistent with any provision of this proclamation, then the provision of this proclamation shall control.

Section 8: Notice of Proclamation

To the extent practicable, a copy of this Emergency Order shall be made available to all news media within the City and to the general public.

Section 9: Ratification by Council

This Emergency Order shall immediately, or at the earliest practicable time, be presented to the City Council for ratification and confirmation. Ratification and confirmation shall be by majority of the council then present and voting. If this Emergency Order is not so
ratified and confirmed, the order shall, after the vote, be void. This Emergency Order shall be considered in full force and effect until the City Council shall act.

Dated this 29th day of April 2020.

Crystal Dingler, Mayor
Executive Order 2020-14 directing the amendment of EO 2020-12 – Safety measures on Non-Hospitality Business Premises, within the City of Ocean Shores to help reduce and stop the potential spread of COVID-19.

WHEREAS, COVID-19 has been declared a pandemic in the United States of America; and

WHEREAS, on March 13, 2020, in my capacity as Mayor, I proclaimed that a civil emergency exists in the City of Ocean Shores in Emergency Proclamation 2020-01; and

WHEREAS, on March 23, Governor Jay Inslee order citizens of the State of Washington to cease leaving their home or place of residence except for specific functions or activities, order the All people on the State of Washington to cease participating all public and private gatherings, and further order all non-essential businesses in Washington State to cease operation except for limited exceptions; and

WHEREAS, on March 29, President Trump extended the nationwide social distancing guidelines to April 30, 2020; and

WHEREAS, as a small rural community, the City has limited essential resources. A COVID-19 outbreak would strain those resources as well as having devastating results on its largely older population; and

WHEREAS, the impacts of the COVID-19 crisis are expected to improve; and

WHEREAS, the potential impact to our community of the COVID-19 healthcare crisis is severe; and

WHEREAS, on April 3, 2020, the Center for Disease Control (CDC) advised the use of simple cloth face coverings to slow the spread of the virus and help people who may have the virus and do not know it from transmitting it to others; and

WHEREAS, cloth face coverings fashioned from household items or made at home from common materials at low cost can be used; and
WHEREAS, the cloth face coverings recommended are not surgical masks or N-95 respirators. Those are critical supplies that must continue to be reserved for healthcare workers and other medical first responders, as recommended by current CDC guidance; and

WHEREAS, the CDC further indicates that maintaining 6-feet social distancing remains important to slow the spread of the virus; and

WHEREAS, the CDC also indicates that adequate hand-washing is critical to slow the spread of the virus; and

WHEREAS, the wearing of gloves in high touch areas like grocery stores is recommended to customers and some employees; and

WHEREAS, many shoppers and some employees of Ocean Shores’ businesses are not following these guidelines at this time which could increase the likelihood of transmission of COVID-19; and

WHEREAS, Art. XI, Sec. 11 of the Washington State Constitution grants cities like the City of Ocean Shores broad police powers to “make and enforce within its limits all such local police, sanitary and other regulations as are not in conflict with general laws;” and

WHEREAS, the State has developed a plan to open up businesses progressively in the next weeks and months, and ease the Stay Home, Stay Healthy order; and

WHEREAS, thousands of visitors will come to the City of Ocean Shores, and some may inadvertently carry the virus with them; and

WHEREAS, the CDC recommends wearing cloth face coverings in public settings where other social distancing measures are difficult to maintain (e.g., grocery stores and pharmacies); and

WHEREAS, we need to work together to maintain our low contagion numbers as businesses reopen and the number of visitors increase; and

WHEREAS, I have determined that it is necessary for the City to take actions authorized under Chapter 2.08 (Mayor) Chapter 2.72 (Emergency Services) and Chapter 8.36 (Mayor’s Emergency Powers) of the Ocean Shores Municipal Code ("OSMC") and Chapter 38.52 .(Emergency Management) of the Revised Code of Washington ("RCW") including, but not limited to, the definitions in RCW 38.52.010, the authorizations in RCW 38.52.070 and RCW 38.52.110, the liability, immunity, and indemnification provisions of RCW 38.52.180, et. seq.

NOW, THEREFORE, I, Crystal Dingler, Mayor of Ocean Shores, acting under my authority under Chapter 8.36 (Mayor’s Emergency Powers) of the Ocean Shores Municipal Code ("OSMC") as well as that certain City of Ocean Shores Emergency Proclamation, dated and March 13, 2020, hereby proclaim Executive Order 2020-12 until 11:59 p.m. on June 30, 2020.
Section 1: Effective Date


Section 2: Wearing of Cloth Face Coverings Strongly Recommended

1) All persons are **Strongly Recommended** to wear a face covering when they are interacting with others who are not members of their household in public and privately-owned common spaces inside buildings. Specifically, this order **Strongly Recommends** that people wear face coverings when:

   a. Inside public spaces or waiting in line to enter public spaces
   b. When seeking healthcare
   c. Waiting for or riding on mass transit or other shared transportation, or waiting in line anywhere
   d. In common areas of buildings, such as hallways, stairways, elevators and parking facilities
   e. As employees, where you are operating in areas where the public is present, likely to be present, or at any time when others are nearby
   f. As employees, where you are operating in any space where food is being prepared and/or packaged for sale or distribution
   g. Drivers/Operators of public transit.

2) Guidance:

   a. Face coverings do not protect the wearer, but help protect others around the wearer against the transmission of COVID19 by talking, coughing, sneezing, etc.
   b. Face coverings SHOULD NOT be used for children under the age of 2
   c. Use commercially-produced face coverings or cloths used for homemade face coverings. A face covering can be a bandana, scarf, or other cloth that covers your mouth and nose
   d. Be sure to wear and clean your face covering properly. Coverings should fully cover your nose and mouth. They should be washed frequently (ideally after each use) with detergent and hot water, and dried on a hot cycle.
   e. Some people with health problems may not be able to breath properly when wearing face coverings and should not be embarrassed or rebuked because they are not wearing a mask or face covering.

Section 3: Social Distancing Strongly Recommended
1) Businesses and nonprofits shall make reasonable efforts to educate their employees and volunteers about the virus and its transmission.

   a. Urge employees and customers/visitors entering the premises of stores and businesses in Ocean Shores to maintain 6-feet social distancing as much as reasonably possible

   b. Limit the number of customers entering the premises to facilitate social distancing at store entrances, throughout store and at check-out lines

   c. Where aisles may cause problems with social distancing, Stores should limit to one-way movement through aisles

   d. Urge all workers to stay at least six feet away from customers and co-workers, or provide plexiglass or other physical barriers for personal protection

   e. Temporarily mark six-foot increments (using adhesive colored tape, chalk, etc.) on the ground or floor to ensure social distancing

   f. Post large print attention-grabbing signs readable from a distance (or use portable, electronic reader boards) that inform customers of social distancing practices

   g. Discontinue self-serve unpackaged processed foods, free sample stands and product demonstrations.

Section 4. Cleanliness, Sanitizing and Use of Gloves

1) Businesses shall

   a. Supply hand-sanitizer, when readily available, in public and employee restrooms.

   b. Require workers to wash their hands frequently with soap and water for at least twenty seconds, such as when they arrive at work, leave their workstations for breaks, eat, use tobacco, and after handling money.

   c. Use sanitizing cleaner, when available, frequently on touchable surfaces such as shopping carts and shopping basket handles, counters, door handles, door push areas, seating, rented pedal/electric/motorized vehicles, vehicles used on business premises, and other frequently touched surfaces.

Section 5. Duration
Until 11:59 p.m. on June 30, 2020.

Section 6: Violations of this Order

Any violation of these emergency measure(s) shall subject the individual, operator, business entity, or organization to a fine or imprisonment for not more than ninety days or by both pursuant to Section 8.36.040 of the City Code.

Section 7: Prior Proclamations Remain in Effect

All mayoral proclamations and orders presently in effect shall remain in full force and effect except that, insofar as any provision of any such prior proclamation is inconsistent with any provision of this proclamation, then the provision of this proclamation shall control.

Section 8: Notice of Proclamation

To the extent practicable, a copy of this Emergency Order shall be made available to all news media within the City and to the general public.

Section 9: Ratification by Council

This Emergency Order shall immediately, or at the earliest practicable time, be presented to the City Council for ratification and confirmation. Ratification and confirmation shall be by majority of the council then present and voting. If this Emergency Order is not so ratified and confirmed, the order shall, after the vote, be void. This Emergency Order shall be considered in full force and effect until the City Council shall act.

Dated this 5th day of May 2020.

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Crystal Dingler, Mayor