

## EMERGENCY EXECUTIVE ORDER 2020-09

I, Melvin Carter III, Mayor of the City of Saint Paul, on May 27, 2020, pursuant to Saint Paul Legislative Code Section 13.06, do hereby issue the following Executive Order:

On March 13, 2020, Minnesota Governor Tim Walz issued Executive Order 20-01 Declaring a Peacetime Emergency and Coordinating Minnesota's Strategy to Protect Minnesotans from COVID-19 pursuant to Minn. Stat. § 12.31, Subd. 2.

On March 15, 2020, Saint Paul Mayor Melvin Carter issued an Emergency Declaration in response to the COVID-19 pandemic pursuant to Minn. Stat. § 12.29; which the City Council consented to on March 17, 2020.

Saint Paul Leg. Code Chapter 13.06(b) provides that, "whenever necessary to meet an emergency ... the mayor may by executive order promulgate regulations ... for which adequate regulations have not been adopted ... respecting the conduct of persons and the use of property during emergencies; the repair, maintenance and safeguarding of essential public services; emergency health, fire and safety regulations; and all other matters which are required to protect public safety, health and welfare in emergencies."

Governor Walz on March 25, 2020 issued Executive Order 20-20 directing all Minnesotans to Stay at Home with limited exceptions. On April 8, 2020 and April 30, 2020, Governor Walz issued Executive Orders 20-33 and 20-48, respectively, extending and modifying the previous Stay at Home orders. On May 17, 2020, Executive Order 20-48 expired, and Minnesotans are again allowed to leave their homes for certain non-work activities outside of the home, including activities that are not conducive to social distancing and hygiene, for many reasons.

There are documented community acquired COVID-19 cases in Saint Paul. The potential for community contact transmission is especially concerning for vulnerable individuals, emergency workers, and other essential workers who continue to provide services to the community. The CDC and local public health officials recommend that everyone wear a cloth face covering when leaving their homes, regardless of whether they have fever or symptoms of COVID-19. This is because of evidence that people with COVID-19 spread the disease even when they do not have any symptoms. While such coverings are not personal protective equipment, face coverings, whether manufactured or homemade cloth, provide "source control" by helping to limit the person wearing the covering from infecting others and by helping to control the spread of the virus.

Governor Walz's Executive Order 20-56 issued on May 13, 2020 "strongly encourage(s) all Minnesotans to wear a manufactured or homemade cloth face covering when they leave their homes and travel to any public setting where social distancing measures are difficult to maintain. . . and to follow face covering guidelines issued by MDH and the CDC."

NOW, THEREFORE, I, Melvin Carter, Mayor of the City of Saint Paul, do hereby issue the following Emergency Executive Order:

Regulations:

1. Individuals At City-Controlled Property: Must wear a face covering at all times when social distancing of at least 6 feet is not maintained.
2. Businesses Licensed By the City of Saint Paul: Must require all Individuals to wear a face covering at all times when social distancing of at least 6 feet is not maintained.
3. All Businesses: Strongly encouraged to include in their COVID-19 Preparedness Plan under Governor Walz' Executive Order 20-56 a requirement that all individuals wear a face covering at all times when social distancing of at least 6 feet is not maintained.

Terms:

1. Individual: all persons except young children at risk of suffocation and persons who cannot medically tolerate wearing a face covering.
2. City-Controlled Property: includes park facilities, libraries, and City offices and workplaces.
3. Face Covering: includes manufactured or homemade cloth face coverings. Face coverings must fully cover an individual's nose and mouth. Face coverings are not required to be medical-grade masks.

Enforcement:

1. Any Individual who fails to comply with this requirement will be asked to leave any city-controlled property. Any individual who subsequently refuses to leave said property upon request will be deemed to be trespassing and may be subject to criminal penalties as provided by law.
2. Any business licensed by the City of Saint Paul found in violation of this requirement may face adverse licensing action and penalties under Chapter 310 of the Saint Paul Legislative Code.

Pursuant to Chapter 13 of the Saint Paul Legislative Code, this Executive Order will take effect on June 1 following my signature and, if not sooner rescinded or later extended, shall expire at the end of forty (40) days after its effective date or at the end of the declared local emergency to which it relates, whichever occurs first.

Signed: May 27, 2020

  
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Mayor Melvin Carter III