

(Published at www.moundridge.com beginning on November 23, 2020)

ORDINANCE NO. 997

AN ORDINANCE OF THE CITY OF MOUNDRIDGE, KANSAS
PERTAINING TO THE WEARING OF MASKS OR OTHER FACE
COVERINGS TO HELP PREVENT THE SPREAD OF COVID-19.

WHEREAS, the City of Moundridge has adopted Ordinance 997 in response to the recent spike in COVID-19 cases within McPherson County

WHEREAS, the City of Moundridge encourage various health and safety measures with hopes of limiting the spread of the COVID-19 Pandemic in McPherson County; and

WHEREAS, the recent increase in COVID-19 cases has placed a heavy burden on our healthcare system at our healthcare clinic; Partners in Family Care; Mercy Hospital; and neighboring hospitals within Southcentral Kansas

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF MOUNDRIDGE, KANSAS:

Section 1. Implementation of Ordinance 997, From and after the effective date of this Ordinance residents are mandated to wear face coverings when in public places where social distancing of 6 feet cannot be maintained.

Masks or Other Face Coverings

(a) *Definitions.* The following words, terms, and phrases, shall have the meanings ascribed to them in this subsection except where the context clearly indicates a different meaning:

(1) "Mask or other face covering" means a covering of the nose and mouth that is secured to the head with ties, straps, or loops over the ears or secured to the head by other means or devices or is simply wrapped around the lower face. A mask or other face covering can be made of a variety of synthetic and natural fabrics, including cotton, silk, or linen. Ideally, a mask or other face covering has two or more layers. A mask or other face covering maybe factory.made, sewn by hand, or can be improvised from

household items such as scarves, bandanas, t-shirts, sweatshirts, or towels.

(2) "Public space" means any indoor or outdoor space or area that is open to the public; this does not include private residential property or private offices or workspaces that are not open to customers or public visitors.

(b) *Persons.* All persons in the City of Moundridge ("City") shall cover their mouths and noses with a mask or other face covering when they are in the following situations:

- (1) Inside any indoor public space where distancing of six (6) feet at all times is not possible;
- (2) In line and waiting to enter any indoor public space;
- (3) Obtaining services from the healthcare sector in settings, including but not limited to a hospital, pharmacy, medical clinic, laboratory, physician or dental office, veterinary clinic, or blood bank, unless directed otherwise by an employee or healthcare provider,
- (4) Waiting for or riding on public transportation or while in a taxi, private car service, or ride-sharing vehicle; and
- (5) While outdoors in public spaces and unable to maintain six (6) feet of distance between individuals (not including individuals who reside together) with only infrequent or incidental moments of closer proximity.

(c) *Exemptions.* The following individuals are exempt from wearing masks or other face coverings in the situations described:

- (1) Persons age five (5) years or under — children age two (2) years and under in particular should not wear a face covering because of the risk of suffocation;
- (2) Persons with a medical condition, mental health condition, or disability that prevents wearing a face covering — this includes persons with a medical condition for whom wearing a face covering could obstruct breathing or who are unconscious, incapacitated, or otherwise unable to remove a face covering without assistance;

- (3) Persons who are hearing-impaired, or communicating with a person who is hearing-impaired, where the ability to see the mouth is essential for communication;
- (4) Persons for whom wearing a face covering would create a risk to the person related to their work, as determined by local, state, or federal regulators or workplace safety guidelines;
- (5) Persons who are obtaining a service involving the nose or face for which temporary removal of the face covering is necessary to perform the service;
- (6) Persons who are seated at a restaurant or other establishment that offers food or beverage service, while they are eating or drinking, provided they maintain six (6) feet of distance between individuals (not including individuals who reside together or are seated together) with only infrequent or incidental moments of closer proximity;
- (7) Athletes who are engaged in an organized sports activity that allows athletes to maintain six (6) feet of distance from others with only infrequent or incidental moments of closer proximity;
- (8) Persons who are engaged in an activity that a professional or recreational association, regulatory entity, medical association, or other public-health-oriented entity has determined cannot be safely conducted while wearing a mask or other face covering;
- (9) Persons engaged in a court-related proceeding held or managed by the Kansas Judiciary; and
- (10) Persons engaged in any lawful activity during which wearing a mask or other face covering is prohibited by law.

Section 2. Repeal or sunset. This Ordinance shall sunset on December 14, 2020 unless otherwise extended by a vote of the Moundridge Governing Body.

Section 3. Publication, Effective Date and End Date. This ordinance shall take effect and be in full force and effect after the later of its passage, signature, and publication of the ordinance on the official city website.

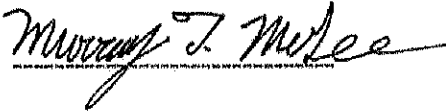
ADOPTED by the governing body this 23rd day of November 2020.

CITY OF MOUNDRIDGE



Kevin Schmidt-Mayor

Attest:



Murray McGee- City Clerk

