

Town of IPSWICH

TEMPORARY EMERGENCY REGULATION #1 OF THE IPSWICH BOARD OF HEALTH

Use of Face Masks and the Operation of Essential Services in Ipswich

WHEREAS, on March 10, 2020, the Governor of the Commonwealth of Massachusetts issued a Declaration of a State of Emergency to Respond to COVID-19; and

WHEREAS, on March 19, 2020, the Ipswich Town Manager and its Public Health Director determined that the threat of COVID-19 poses a present, real and imminent danger to public health, safety, and general welfare of the people of IPSWICH and as such declared a state of emergency in the Town of IPSWICH;

WHEREAS, on March 23, 2020 Governor Baker issued COVID-19 Order no. 13 entitled “Order Assuring Continued Operation of Essential Services in the Commonwealth, Closing Certain Workplaces and Prohibiting Gatherings of More than 10 People”, which, among other things, restricted public gatherings to 10 people or less, closed businesses providing non-essential services, identified certain essential services and assured the continued operations of essential services in the Commonwealth subject to certain conditions;

WHEREAS, COVID-19 is easily transmitted, especially in group settings, and it is essential that the spread of the virus is slowed to protect the ability of our healthcare providers to handle the surge of new patients and safeguard public health and safety;

WHEREAS, on May 1, 2020 Governor Baker issued COVID-19 Order no. 31 entitled “Order Requiring Face Coverings in Public Places Where Social Distancing is not Possible”;

NOW THEREFORE, pursuant to Chapter 111, Section 31 of the Massachusetts General Laws, and all other necessary and appropriate powers and authorities, we, the Board of Health of the Town of IPSWICH, Massachusetts, hereby issue the following Temporary Emergency Regulation #1 regarding the use of face masks and the operations of essential services in IPSWICH:

Order:

- 1) Any person over age two who is in a place open to the public in the Commonwealth, whether indoor or outdoor, and is unable to or does not maintain a distance of approximately six feet from every other person shall cover their mouth and nose with a mask or cloth face covering, except where a person is unable to wear a mask or face covering due to a medical condition or the person is otherwise exempted by Department of Public Health guidance. A person who declines to wear a mask or cloth face covering because of a medical condition shall not be required to produce documentation verifying the condition. This requirement applies to all workers and customers of businesses and other organizations open to the public that are permitted to operate as COVID-19 Essential Businesses as defined in Appendix A of the Governor’s COVID-19 Order 13, as extended by COVID-19 Orders 21 and 30.
- 2) All persons are required to wear masks or cloth face coverings at all times when inside grocery stores, pharmacies, and other retail stores. All persons are also required to wear masks or cloth face

coverings when providing or using the services of any taxi, car, livery, ride-sharing, or similar service or any means of mass public transit, or while within an enclosed or semi- enclosed transit stop or waiting area.

- 3) All persons are strongly discouraged from using medical-grade masks to meet the requirements of this Order, as medical-grade masks should be reserved for healthcare workers and first responders.
- 4) If a customer refuses to wear a mask or cloth face covering for non-medical reasons, a business may decline entry to the individual.

This Temporary Emergency Regulation #1 shall remain in effect until notice is given pursuant to the IPSWICH Board of Health's judgment, or until Commonwealth of Massachusetts orders regarding the activities of COVID-19 essential services are lifted, whichever may occur first.

Violation of or failure to comply with this regulation is punishable by a fine in accordance with the following schedule, pursuant to Massachusetts General Laws Chapter 40, Section 21.

1 st Offense -	Written warning
2 nd Offense -	\$50
3 rd Offense -	\$100
4 th Offense and Subsequent Offenses -	\$300

Enforcement of this regulation shall be by the Ipswich Board of Health or its designated agent(s) and the Ipswich Police.

We the undersigned certify, that the foregoing Regulation was made at a meeting of the IPSWICH Board of Health duly noticed pursuant to Open Meeting Law as amended by the Governor's Order Suspending Certain Provisions of the Open Meeting Law dated March 12, 2020.

Effective Date: May 11, 2020

Susan C. Hubbard, Chairperson

Dr. Susan Boreri, Board Member

Amanda Donovan, Board Member
