

**TOWN OF PAYSON, ARIZONA
PROCLAMATION OF THE MAYOR**

WHEREAS, A.R.S. § 26-311(A) provides that in addition to the powers granted by the other provisions of law, the Mayor may by proclamation declare an emergency or local emergency to exist due to any natural or man-made calamity or disaster; and

WHEREAS, A.R.S. § 26-311(B) provides that if an emergency is declared by the Mayor as described above, the Mayor shall govern by proclamation during that emergency and shall have the authority to impose all necessary regulations to preserve the peace and order of the Town; and

WHEREAS, Town of Payson Code § 30-22(F) (Powers and Duties) empowers the Mayor of the Town of Payson to govern by proclamation, and impose all necessary regulations to preserve the peace and order of the Town; and

WHEREAS, on March 11, 2020, Arizona Governor Doug Ducey declared a statewide State of Emergency due to the necessity to prepare for, prevent, respond to, and mitigate the spread of COVID-19 - a declaration that remains in effect to this day; and

WHEREAS, on March 17, 2020, the undersigned Mayor of the Town of Payson, Arizona issued a Proclamation declaring that an emergency or local emergency did then exist in the Town of Payson due to the COVID-19 outbreak, and issued certain orders to protect public health and safety and mitigate the spread of COVID-19; and

WHEREAS, on June 18, 2020, the undersigned Mayor of the Town of Payson, Arizona issued a Proclamation, based on the most current local data relating to COVID-19, requiring face coverings in order to mitigate the spread of COVID-19; and

WHEREAS, updated local data relating to COVID-19 as provided by the Arizona Department of Health Services (ADHS) and Gila County Public Health Department show that Payson, as well as Gila County as a whole, have experienced a steady decline in daily new cases of COVID-19 since the peak on July 20, 2020. As of September 21, 2020, total active cases in Payson has decreased to

less than five, with only one new case reported in the last five (5) days, and only one current investigation; and

WHEREAS, based upon the updated trending decrease in community-based transmission of COVID-19 in Payson, this Proclamation intends to amend the Proclamation issued on June 18, 2020 in order to alter the requirement of face coverings to a recommendation.

NOW, THEREFORE, IT IS PROCLAIMED AND ORDERED, EFFECTIVE IMMEDIATELY, AS FOLLOWS:

1. This proclamation hereby amends Section 2 of the proclamation issued June 18, 2020 as follows:

SECTION 2. Face Coverings.

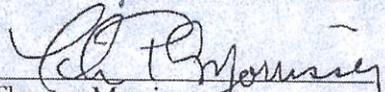
A. Wearing a face covering in public places or when working. EFFECTIVE ON SEPTEMBER 21, 2020 AT 5:00 P.M., and continuing thereafter until this Proclamation is rescinded, terminated or modified, every person who is over the age of two (2) is **recommended** to cover his or her nose and mouth with a Face Covering when in a Public Setting, including but not limited to within retail establishments and grocery stores, where maintaining a six-foot physical distance from other persons is difficult or impossible. Adults accompanying minor children **are recommended to** use reasonable efforts to cause those children to wear Face Coverings when they are in a Public Setting.

For the purposes of this Section, the following terms have the following meanings:

- 1) "Public Setting" means:
 - a. indoor spaces that are accessible to the public such as grocery stores, retail stores, pharmacies and health care facilities, restaurants and bars, gyms and similar facilities, and any other places where the public is allowed to enter; and
 - b. outdoor spaces such as playgrounds, parking lots, and other areas such as those where persons stand in lines for entering an establishment; and

- c. in or on public transportation such as a bus or other public transit vehicle, a taxi or ride-sharing vehicle or any other vehicle for hire, or at a transit stop or waiting area for any public transportation. Public setting does not include a personal vehicle.
- 2) "Person" means any person, regardless of whether the person is an employee, customer, vendor, invitee or other.
- 3) "Face Covering" means a covering made of cloth, fabric, or other soft or permeable material that covers the nose and mouth and surrounding areas of the lower face. A Face Covering may be factory-made, or may be handmade and improvised from ordinary materials, and can include a bandana or scarf. The Face Covering should fit snugly but comfortably against the side of the face, include multiple layers of fabric, allow for breathing without restriction, and be able to be laundered and machine-dried without damage or change to shape. Face Coverings need to cover the nose and mouth at all times and should remain in place until taken off safely.

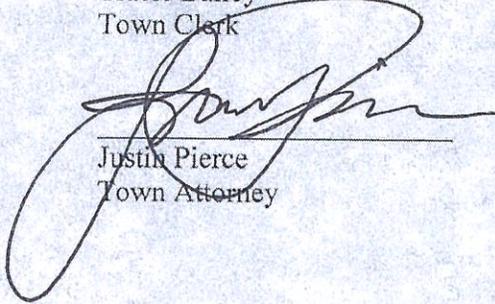
PROCLAIMED at 1:57 a.m./p.m. this 21st day of September, 2020.
at _____ o'clock ____ m.


Thomas Morrissey
Mayor of the Town of Payson

Attest:


Tracie Bailey
Town Clerk

Approved as to form:


Justin Pierce
Town Attorney