

**EMERGENCY ORDER NO. 4
OF THE SWAMPSCOTT SELECT BOARD
AND THE SWAMPSCOTT BOARD OF HEALTH**

EFFECTIVE ON MAY 18, 2020 AT 7:00 P.M.

**DIRECTING ALL INDIVIDUALS IN THE TOWN OF SWAMPSCOTT TO
UNDERTAKE FURTHER PRECAUTIONS TO PROTECTION THEMSELVES AND
OTHERS FROM THE SPREAD OF COVID-19**

Pursuant to the declaration of a public health emergency on March 21, 2020, in accordance with G.L. c.111, §104 and 122, 310 CMR 11.05, 105 CMR 300.200 and any other authorizing statutes and regulations, we, the Swampscott Select Board and Board of Health of the Town of Swampscott, Massachusetts, in order to take additional measures to protect the public health during the COVID-19 public health emergency in light of current conditions, including an expected surge in COVID-19 cases, hereby order the following:

1. The March 21, 2020 Declaration of Emergency by the Select Board and Board of Health remains in effect until further notice.
2. Emergency Order Nos. 1, 2 and 3 are hereby rescinded and replaced in their entirety by this Emergency Order No. 4.
3. The Town hereby adopts the Governor's COVID-19 Order No. 33, which is attached hereto and available at <https://www.mass.gov/doc/may-18-2020-re-opening-massachusetts-order/download>, and the Safer at Home guidance issued by the Commonwealth of Massachusetts Department of Public Health on May 18, 2020, a copy of which is attached hereto and available at <https://www.mass.gov/news/safer-at-home-advisory>.
4. Businesses in Town may open in accordance with the Governor's Safer at Home guidance. However, prior to re-opening, each business shall submit a COVID-19 Control Plan, and such additional information as required by the Town to confirm compliance with the purposes and intent of the COVID-19 Control Plan, the Town's Health Director and shall not re-open unless and until said Plan is approved by the Town.
5. All persons over the age of two shall cover their mouth and nose with a mask or cloth face covering, at all times indoors with exception of any private residences, and when outdoors when unable to maintain at least six feet of social distancing.
6. Any resident or member of the general public entering or exiting a residential or commercial building complex of greater than one (1) unit must wear a face covering over their nose and mouth while in common areas and communal spaces and must exercise social distancing in these spaces in accordance with CDC guidelines. See these

guidelines at: <https://www.cdc.gov/coronavirus/2019-ncov/preventgetting-sick/social-distancing.html>.

7. This Order shall not apply to persons for whom a face covering would cause impairment due to an existing health condition, or persons requiring a reasonable accommodation/modification as a result of a qualifying disability as required by the Americans with Disabilities Act and/or any applicable laws of the Commonwealth of Massachusetts. A person is not required to provide proof of medical condition.
8. Reusable shopping bags are prohibited. Single-use bags are permitted and shall be provided at no extra cost to customers.
9. All public and private gatherings of any number of people occurring outside a household or living unit are prohibited. Nothing in this Order prohibits the gathering of members of a household or living unit.
10. All groceries, pharmacies, convenience stores, farmers markets and farm stands, nurseries, greenhouses, garden centers, and agriculture supply stores, and any other retail establishments that are legally open to the public, including liquor stores and hardware stores, shall take reasonable steps to perform temperature scans of all employees to the extent that the retailers have thermal scan thermometers and are able to do so in a safe and hygienic manner that minimizes the potential for community spread. For all retailers that are able to implement such a temperature check program, they shall prohibit anyone who has a temperature in excess of 100 Degrees Fahrenheit from entering the premises.

This emergency order shall be effective beginning on May 18, 2020 AT 7:00 PM and remain in effect until notice is given, pursuant to the Select Board and Board of Health's joint judgment, that the Public Health Emergency no longer exists.

To the extent necessary, this Order shall be enforced by the Board of Health, its authorized agents and the Swampscott Police Department. Violation of the terms of this Order may result in a fine of \$300 per violation in the manner provided for non-criminal disposition of violations of Town Bylaws, rules or regulations pursuant to G.L. c.40, §21D. Each day or portion thereof shall constitute a separate offense. If more than one, each condition violated shall constitute a separate offense. The Swampscott Board of Health may enforce this Order or enjoin violations thereof through any lawful process, and the election of one remedy by Board of Health shall not preclude enforcement through any other lawful means.

SELECT BOARD

SWAMPSCOTT BOARD OF SELECTMEN



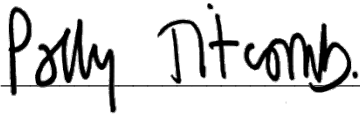
Peter A. Spellios, Chair



Naomi Dreeben, Vice Chair



Donald Hause



Mary (Polly) Titcomb

BOARD OF HEALTH

SWAMPSCOTT BOARD OF HEALTH



Marianne Hartmann, RN, MPH, Chair



Emily Cilley, RN



Stephanie Goodman