

**EMERGENCY ORDER NO. 3
OF THE SWAMPSCOTT SELECT BOARD
AND THE SWAMPSCOTT BOARD OF HEALTH**

EFFECTIVE SUNDAY, APRIL 12, 2020 AT 12:01 A.M.

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

Please read this Order carefully. Violation of or failure to comply with this Order is punishable by a fine of up to One Thousand Dollars pursuant to Massachusetts General Laws Chapter 111, Section 122.

UNDER THE AUTHORITY OF MASSACHUSETTS GENERAL LAWS CHAPTER 111, §§ 95
THROUGH 105, THE SWAMPSCOTT SELECT BOARD AND THE SWAMPSCOTT BOARD
OF HEALTH ORDERS:

On March 25, 2020 the Town of Swampscott Select Board and Town of Swampscott Board of Health declared a Public Health Emergency in the Town of Swampscott.

Pursuant to the declaration of a public health emergency on March 25, 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. All members of the public entering any essential business as defined by Governor Baker's Covid-19 Executive Orders, including, but not limited to, grocery stores, pharmacies, home improvement stores and the like, must wear a face covering, such as a fabric mask, scarf or bandana, over his or her nose and mouth. The face covering does not have to be a surgical mask or N-95 respirator, which should be left for medical professionals and first responders. See this link for information on making a cloth face covering: <https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/clothface-cover.html> .
2. All members of the public entering a restaurant for the purpose of picking up food for take-out must wear a face covering over their nose and mouth.
3. All employees of all essential businesses shall wear a face covering over their mouth and nose when interacting with the public or when said employee is within six feet of a co-worker. Employers and employees must also comply with all applicable CDC and DPH protocols and guidelines for their particular business, which may include recommendations and/or directives

concerning the use of personal protective equipment, such as gloves.

4. 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> .
5.
 - a. Essential retail establishments as defined by Governor Baker’s Covid-19 Executive Orders, must limit the number of customers and staff inside the establishment at any given time so that social distancing of six feet may be maintained at all times. All retail establishments must establish maximum occupancy loads in accordance with the “Guidance for Grocery Stores” issued by the Massachusetts Commissioner of Public Health on April 7, 2020. For purposes of this order, retail establishments include not only grocery stores, but also pharmacies, home improvement stores, restaurants offering take-out, and the like.] See this order at: <https://www.mass.gov/doc/order-grocery-stores-40percent/download> . Maximum occupancy shall be posted at each entrance to the establishment and shall be readily visible to members of the public at all times.
 - b. An employee of the retail establishment shall be designated to ensure that the maximum occupancy of the store is not exceeded. Customers queued outside of the store must maintain a minimum of six feet distance at all times.
 - c. Use of reusable shopping bags is prohibited. Single-use bags are permitted and shall be provided at no extra cost to customers.
6. Operation of Ice Cream Trucks is Prohibited. Ice cream trucks will not be permitted to operate in the Town of Swampscott until the Public Health Emergency declaration issued by the Select Board and Board of Health has been lifted.
7. All groceries, pharmacies, convenience stores, farmers markets and farm stands, nurseries, greenhouses, garden centers, and agriculture supply stores, and other retail establishments that sell human food, animal/pet food and pet supply, and beverage products, including liquor stores, and hardware stores (collectively “Essential Retailers”), shall take reasonable steps to perform temperature scans of all employees working in the Essential Retailers’ premises to the extent that the Essential 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 Essential Retailers that are able to implement such a temperature check program, the Essential Retailers shall prohibit anyone who has a temperature in excess of 100 Degrees Fahrenheit from entering the premises.
8. All persons are required to properly dispose of all gloves, masks and other personal protection equipment in appropriate disposal bins. Penalties for failure to properly dispose of these materials has a first offense which is finable up to \$5,500.

This emergency order shall be effective beginning APRIL 12th, 2020 AT 12:01 A.M. and remain in effect until the Public Health Emergency declaration issued by the Select Board and Board of Health has been lifted. To the extent necessary, this Order shall be enforced by Board of Health officials and Swampscott Police Officers and Building Inspectors.

ORDERED THIS 10TH DAY OF APRIL, 2020

SWAMPSCOTT BOARD OF SELECTMEN

Peter A. Spellios, Chair

Naomi Dreeben, Vice Chair

Donald Hause

Laura Spathanas

Mary (Polly) Titcomb

SWAMPSCOTT BOARD OF HEALTH

Marianne Hartmann, RN, MPH, Chair

Emily Cilley, RN

Stephanie Goodman