



RULE AND ORDER REQUIRING THE USE OF MASKS AND OTHER PROTECTIVE MEASURES: PROPOSED AMENDMENT 12-21-2021

Pursuant to the ~~declaration of a State-wide public health emergency on March 10, 2020,~~ Massachusetts General Laws, Chapter 111, Sections 31 and 122, 310 CMR 11.05, 105 CMR 300.200 and all other authorizing statutes and regulations, we, the members of the Truro Board of Health hereby order the following:

1. In addition to physical distancing and in an effort to protect the Public Health~~others~~, all members of the public entering any public building or place of business open to the public, including but not limited to restaurants, grocery and retail stores and the like inside any Town building; and inside any business requiring the wearing of masks or face coverings, must wear a cloth face covering that covers their nose and mouth, such as a fabric or surgical mask. Wearing a mask is not a substitute for maintaining 6 feet of physical distancing.
2. The face covering requirements of this Order shall be in place until it is rescinded by the Board of Health, ~~which is not anticipated prior to Tuesday September 7.~~ It is recommended that all non-vaccinated individuals wear a face mask in all public areas.
- ~~3. The Town also extends support to those business establishments in Truro who choose to require the public to mask in order to mitigate possible impacts from high volumes of customers and/or address situations where physical distancing is difficult, in efforts to better protect their staff and vulnerable members of the public.~~
- 4.3. Notwithstanding any provision in this Order, pursuant to guidance issued by the CDC face coverings should not be placed on young children under 2-years-old, anyone who has trouble breathing, anyone who is unconscious, incapacitated or otherwise unable to remove the mask without assistance, or anyone who due to disability is unable to wear a mask.
- 5.4. To the extent necessary, this Order shall be enforced by the Truro Health Agent, assistant Health Agent and Truro Police Officers.
- 6.5. Whoever violates any provision of this Order may be penalized by a noncriminal disposition process as provided in Massachusetts General Laws, Chapter 40, section 21D and the Town's non-criminal disposition by-law.
- 7.6. If non-criminal disposition is elected, then any person who violates any provision of this Regulation shall be subject to: for a first offense, a written warning; for a second offense, a penalty in the amount of one hundred dollars (\$100), for a third offense, a penalty of two hundred dollars (\$200); and for a fourth or subsequent offense, a penalty in the amount of three hundred dollars (\$300.00). Each day or portion thereof shall constitute a separate offense. If more than one, each condition violated shall constitute a separate offense.

This Order, as amended shall be effective beginning ~~December 21~~ ~~July 1~~, 2021 and remain in effect until notice is given, pursuant to the Truro Board of Health's judgement that the Public Health Emergency no longer exists.

Tracey Rose, Chair
Truro Board of Health