



**TOWN OF CLIFTON, ARIZONA
PROCLAMATION OF THE MAYOR
DECLARING A CONTINUING EMERGENCY OR LOCAL EMERGENCY
RELATED TO COVID-19
AND DECLARING REGULATIONS AND ADVISORIES
NECESSARY FOR PUBLIC SAFETY AND PROTECTION OF LIFE
AND TO MITIGATE THE SPREAD OF COVID-19**

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, the Town of Clifton (30.023 Powers and Duties of the Mayor) empowers the Mayor of the Town of Clifton 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 16, 2020, the undersigned Mayor of the Town of Clifton, Arizona issued a Proclamation declaring that an emergency or local emergency did then exist in the Town of Clifton 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, the most current local data relating to COVID-19 as provided by the Arizona Department of Health Services (ADHS) and Greenlee County Public Health Department show that Greenlee County is experiencing significant community-based transmission of COVID-19, and an increasing pace of viral spread and local conditions demonstrate that cases of COVID-19 are increasing in Greenlee County; that the increase in new cases is not entirely attributable to an increase in testing; and that the rate of positive test results is either steady or increasing. Confirmed cases in Greenlee County were reported as 6 on May 31, 2020 and 16 positive cases on June 24, 2020 – an increase of more than 100% in just 24 days.

WHEREAS, the CDC recognizes the critical role that face coverings have in containing and mitigating the spread of COVID-19, and provides the following guidance through its website:

“CDC continues to study the spread and effects of the novel coronavirus across the United States. We now know from recent studies that a significant portion of individuals with coronavirus lack symptoms (“asymptomatic”) and that even those who eventually develop symptoms (“pre-symptomatic”) can transmit the virus to others before showing symptoms. This means that the virus can spread between people interacting in close proximity—for example, speaking, coughing, or sneezing—even if those people are not exhibiting symptoms. In light of this new evidence, CDC recommends wearing cloth face coverings in public settings where other social distancing measures are difficult to maintain (e.g., grocery stores and pharmacies) especially in areas of significant community-based transmission.”

See: <https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/cloth-face-cover.html>

NOW, THEREFORE, IT IS PROCLAIMED AND ORDERED, EFFECTIVE JUNE 26, 2020 AT 5:00 P.M. AS FOLLOWS:

SECTION 1. I, Luis M. Montoya, Mayor of the Town of Clifton, Arizona, do hereby declare, pursuant to A.R.S. § 26-311 and Town of Clifton Code Section 30.023, that an emergency, civil emergency and/or local emergency now exists and/or continues to exist in connection with the COVID-19 outbreak, as further described in the preceding Recitals and in the Recitals of my Proclamation dated March 16, 2020, which are incorporated herein by reference.

SECTION 2. Face Coverings.

A. Wearing a face covering in public places or when working. **EFFECTIVE ON JUNE 26, 2020 AT 5:00 P.M.**, and continuing thereafter until this Proclamation and its Orders are rescinded, terminated or modified, every person who is over the age of five (5) is required 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 shall 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.

B. Exceptions. A Face Covering is not required under the following circumstances:

1) When a person is in a personal office (a single room) where others outside of that person’s office are not present as long as the public does not regularly visit the room, but that person must put on a Face Covering when coworkers are working within six feet, when being visited by a client/customer, and anywhere members of the public or other coworkers are regularly present.

2) For any child under the age of five (5).

3) For any person who cannot wear a Face Covering because of a medical condition, mental health condition or developmental disability, or who is unable to remove the Face Covering without assistance. A person who cannot wear a Face Covering because of a medical condition is not required to produce medical documentation of the condition, provided that an employer may require such documentation from an employee in accordance with state and federal law.

4) When a person is inside or obtaining services at a business or establishment, and the person is engaged in eating, drinking or sleeping, or the individual is in an area of the facility that is not designed for community gathering, such as a sleeping area.

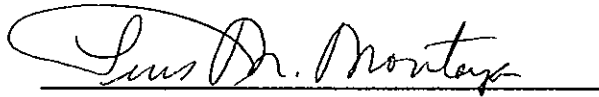
SECTION 3. Face Coverings are not a replacement for adhering to other social distancing and hygiene protocols. The Mayor also strongly advises and encourages all businesses, including those providing Essential Functions, to allow their employees to work from home through telecommuting or other means to the greatest extent possible in order to limit the gathering of employees at the work site.

SECTION 4: Enforcement of this Proclamation shall focus first on educating and working to promote the mitigation of the spread of COVID -19. A person or business shall be notified of

the provisions of this Proclamation and will be provided an opportunity to explain an exception or follow the guidelines, prior to issuance of any citation or other enforcement action.

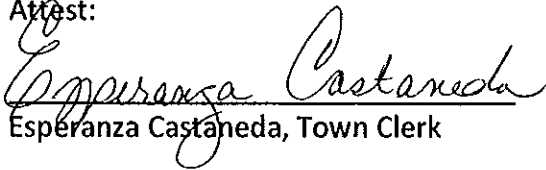
SECTION 5. The undersigned, Mayor of the Town of Clifton, has determined that the orders and advisories included in this Proclamation are necessary to preserve the peace and order of the Town of Clifton, and to protect life and/or property and to promote and preserve public safety and welfare, in particular to mitigate the spread of COVID-19 and provide essential protections to Clifton residents, including but not limited to those who are most vulnerable to infection, while still preserving the availability of essential services. Additionally, the undersigned, Mayor of the Town of Clifton, reserves the emergency authority and powers provided to her under Arizona law, including but not limited to A.R.S. Section 26-311, to revise, extend, modify or amend this Proclamation, and/or to issue and impose all necessary regulations to promote and protect the health and safety of Clifton's residents during this continuing emergency. Those actions could include the issuance of additional orders to protect public health and safety, protect life and/or property, and preserve the peace and order of the Town of Clifton.

HEREBY PROCLAIMED at 2:00 pm this 24th day of June, 2020.



Luis M. Montoya
Mayor of the Town of Clifton

Attest:



Esperanza Castaneda, Town Clerk