

QUINTON D. LUCAS
Mayor



FOURTEENTH AMENDED ORDER 20-01

WHEREAS, On March 12, 2020, a proclamation of a state of emergency was issued to allow the City of Kansas City to take measures to reduce the possibility of exposure to COVID-19 and promote the health and safety of Kansas City residents, along with an accompanying order; and

WHEREAS, COVID-19 spreads between people who are in contact with one another or present in shared spaces; and

WHEREAS, a gathering of individuals without necessary mitigation for the spread of infection will pose a risk of the spread of infectious disease; and

WHEREAS, the City wishes to employ all means available under the law to protect public life, health, safety and property to limit the development, contraction and spread of COVID-19 creating this emergency; and

WHEREAS, the CDC has directed the use of masks or face coverings to slow the spread of the virus and help people who may have the virus and do not know it from transmitting it to others; and

WHEREAS, recognizing the uncontrolled spread of COVID-19 in their region, our peer communities have issued orders to limit the spread of COVID-19, and

WHEREAS, on April 25, 2021 the Kansas City Health Department confirmed 38,200 total cases of COVID-19 illness in Kansas City and 561 deaths from the COVID-19 illness in Kansas City. Moreover, 2,377 deaths occurred when considering the entire Kansas City metropolitan area. In addition, the CDC confirmed 32,100,00 total cases and 572,000 deaths nationwide; and

WHEREAS, in late December 2020, COVID-19 vaccine distribution began in Kansas City and surrounding areas and as of April 25, 2021, close to 33 percent of all Kansas Citians, 75 percent of Kansas Citians 65 and over and 36 percent of Missourians have received at least one vaccine; 3,805,156 vaccine doses have been administered in Missouri; and

WHEREAS, the number of COVID cases and hospitalizations in Kansas City has dropped steadily and the weekly average for new COVID-19 cases is the lowest in almost five months; and

WHEREAS, local school districts have largely returned to in-person classes, and have expressed support for a mask requirement which allows them to protect in-person students and staff and mitigate the spread of COVID-19; and

WHEREAS, on February 19, 2021, Mayor Quinton Lucas issued the Thirteenth Amended Order 20-01 superseding all prior orders and requiring, in part, the use of masks or face coverings shielding the nose and mouth at all indoor places of public accommodation until the expiration of the Mayor's Emergency Proclamation or subsequent order directs otherwise; and

WHEREAS on April 22, 2021, Mayor Quinton Lucas will issue this Fourteenth Amended Order, effective at 12:01 am on April 30, 2021, and ending May 28, 2021 at 12:01 am; NOW, THEREFORE,

IT IS SO ORDERED:

That in accordance with Section Seven below, the Thirteenth Amended Order 20-01 dated February 19, 2021, is hereby repealed and the following Fourteenth Amended Order 20-01 (the "Order") is enacted in lieu thereof, to read as follows:

Section One: Community Health Guidance

- A. All persons are encouraged to limit exposure, to the extent possible, by obtaining a federally-approved vaccine or properly wearing face coverings or masks when applicable and maintaining social distancing when not wearing face coverings or masks indoors.
- B. For the purposes of this Order: "social distancing" includes maintaining at least six-foot of social distancing from other individuals.

Section Two: Business Operations and Gatherings

- A. Business Operations. All previous limits on business operations and gatherings under previous COVID-19 orders are rescinded, with the following exceptions:
 - 1. All employees or visitors to any indoor public accommodation must properly wear a face covering or mask in an area or while performing an activity which will necessarily involve close contact or proximity to co-workers or the public

where six feet of separation is not feasible. These spaces include, but are not limited to, grocery and other retail stores, special events, and public transit. Exceptions:

- i. Minors below the age of 5; and
- ii. Persons who have disabilities for which masks constitute a substantial impairment to their health and well-being based upon medical, behavioral, or legal direction; and
- iii. Persons who are in a restaurant or tavern and are engaged in consuming food or drink while adequately distanced from other patrons; and
- iv. Persons who are obtaining a service involving the nose or face for which temporary removal of the face covering or mask is necessary to perform the service; and
- v. Any interaction or gathering, per CDC guidance, in which the parties have knowledge that all persons present indoors are fully vaccinated by federally-approved vaccine(s) to prevent the spread of COVID-19.

Section Three. Violation of any provision of this Order constitutes an imminent threat, creates an immediate menace to public health, and shall be considered a violation of Section 50-155 of the City's Code of Ordinances. All remedies prescribed by the provisions of this Order shall be cumulative, and the use of one or more remedies by the City shall not bar the use of any other remedy for the purpose of enforcing the provisions of this Order.

Section Four. The Director of Public Health, the Director of Regulated Industries, the Chief of the Kansas City Police Department, and the Chief of the Kansas City Fire Department, or their designees (the "Directors") are, under the Constitution of the United States, the Constitution of Missouri, the Charter of the City of Kansas City, and this Order, subject to applicable law, authorized to enter all property necessary to enforce all laws relating to public health and for purposes of providing for the avoidance, suppression or mitigation of disease, and abatement of nuisances and other unhealthy conditions. Upon complaint, or whenever the Directors deem a business, trade or profession carried on or engaged in by any person in the City detrimental to the public health, the Directors shall notify that person to show cause to the City at a time and place to be specified in the notice, why the trade or profession should not be discontinued or removed. The notice shall be served before the time specified therein as provided by law.

Section Five. Violation of any provision of this Order may result in the suspension or revocation of the Certificate of Occupancy and/or Business License for the offending business or concern in accordance with the Sections 18-23 and 40-28 of City Code of Ordinances.

Section Six. If any provision of this Order or the application thereof to any person, entity, or circumstance is determined to be invalid by a court of competent jurisdiction, such determination shall not affect or impair the validity of the other provisions of this Order or its application to other persons, entities, and circumstances.

Section Seven. The Fourteenth Amended Order herein shall take effect at 12:01 a.m. on April 30, 2021 and shall expire on May 28, 2021 at 12:01 pm, unless and until it is extended,

rescinded, superseded, or amended in writing prior
thereto.

Authenticated as Adopted

This _____ day of April, 2021

Quinton D. Lucas
Mayor

Filed with me, the City Clerk of the City of Kansas City, Missouri, this _____ day of April, 2021, by Mayor Quinton D. Lucas, whose signature I hereby attest.

Marilyn Sanders
City Clerk