

# Town of Brunswick, Maine



## ***Emergency Proclamation and Order of the Town Manager***

The following proclamation and order are issued pursuant to Chapter 2, Division 4 of the Municipal Code of Ordinances of the Town of Brunswick ("Code of Ordinances").

**WHEREAS**, on March 13<sup>th</sup> the President of the United States issued a Proclamation Declaring a National Emergency Concerning the Novel Coronavirus Disease; and

**WHEREAS**, on March 18<sup>th</sup> the Governor of the State of Maine declared a Civil State of Emergency related to the spread of coronavirus disease 2019 ("COVID-19");

**WHEREAS**, on March 24, 2020 the Governor of the State of Maine, issued an Executive Order Regarding Essential Businesses and Operations; and

**WHEREAS**, on March 31, 2020, the Governor of the State of Maine issued an Executive Order Regarding Further Restrictions on Public Contact and Movement, Schools, Vehicle Travel and Retail Business Operations; and

**WHEREAS**, the risk of community spread of COVID-19 seriously impacts the life, health, and safety of the public, and public health is imperiled by the person-to-person spread of COVID-19, and these risks are likely to continue at least through May 4, 2020; and

**WHEREAS**, on April 27, 2020, the Town Council ordered, and the Town Manager issued, an Emergency Proclamation and Order, pursuant to Section 2-121 of the Code of Ordinances, to respond to the public health concerns outlined above, and that order expires at 12:01 AM on May 5, 2020; and

**NOW THEREFORE**, pursuant to the powers vested in me through the statutes of the State of Maine, the Code of Ordinances, and all other authority to protect the public's health, safety, and welfare in the event of an emergency, I, John Eldridge, Town Manager of Brunswick, Maine after consultation with the chairperson of the Brunswick Town Council do hereby find and **PROCLAIM** an emergency exists as defined in section 2-121 of the Code of Ordinances.

**FURTHER**, that in addition to any and all orders issued by the Governor of the State of Maine, I, John Eldridge, Town Manager of Brunswick, Maine, in consultation with John Perreault, chairperson of the Town Council, hereby **ORDER** as follows:

1. Consistent with the Governor's orders and determinations by the Governor or her designees, establishments shall be defined and categorized as Essential Businesses and Operations or Non-Essential Businesses and Operations.
2. Essential and Non-Essential Businesses and Operations that remain open shall institute social distancing, cleaning, and disinfecting practices to protect employees and the public from the spread

of disease through airborne transmission or direct contact with exposed surfaces. Surfaces shall be cleaned upon the completion of business transactions. Additional measures including physical separation and screening shall be employed where practicable. Employees and the public shall wear facial coverings as required by the Governor's Orders.

3. Childcare facilities providing services that enable employees of Essential Businesses and Operations to work are Essential Businesses. To the extent possible, childcare facilities shall operate under the following conditions:
  - a. Childcare should be carried out in stable groups of twelve (12) or fewer ("stable" means that the same twelve (12) or fewer children are in the same group each day).
  - b. Children should not change from one group to another.
  - c. If more than one group of children is cared for at one facility, each group should be in a separate room. Groups should not mix with each other.
  - d. Childcare providers should remain solely with one group of children.
4. Non-Essential Businesses and Operations must close or operate in accordance with the conditions required by the Governor's Order and determinations. In addition to those orders and determinations, Non-Essential Businesses must comply with the additional requirements of the Town of Brunswick as specified in this **ORDER**.
5. Dining facilities, including but not limited to restaurants, take-outs, and bars, are deemed Non-Essential Businesses and Operations, and must be closed or remain closed unless they can meet the exceptions listed below.
  - a. Notwithstanding the prohibitions cited above, a dining facility may operate in a delivery, take-out, or drive-thru fashion provided that:
    - i. no customer enters any such restaurant and all transfers of food or other product shall occur either outside of the facility, or through an open window or doorway; and
    - ii. the facility takes steps to ensure that no groups of individuals, other than those remaining in motor vehicles, congregate on its premises; and
    - iii. under no condition shall the facility permit the food provided to be eaten at the site where it is provided, or at any other gathering site on that facility's premises.
  - b. Notwithstanding the prohibitions cited above, schools and other entities that typically provide free food services to students or members of the public may continue to do so under this **ORDER** on the condition that the food is provided to students or members of the public on a pick-up and takeaway basis only. Schools and other entities that provide food services under this exemption shall not permit the food to be eaten at the site where it is provided, or at any other gathering site on the premises.
  - c. Notwithstanding the prohibitions cited above, the restrictions shall not apply to any entity that serves meals, and is exempt from these regulations.
6. Any retail establishment, categorized as a Non-Essential Business and Operation, and permitted to be open, shall only operate in a delivery or pick-up fashion. Pick-up shall be operated in such a manner that the products will be transferred outside of the establishment with minimal person-to-person contact. Retailers shall take appropriate measures to ensure that customers do not congregate at the entrance to the establishment, such as by calling customers ahead of pick-up, appointments, or equally effective measures.

7. Brunswick residents, visitors, and employees working in Brunswick shall wear facial coverings as required by the Governor's Order.
8. Notwithstanding anything to the contrary in this **ORDER**, businesses and operations may reopen and operate in accordance with the Governor's phased reopening plan as set forth in the "Order to Stay Safer at Home" dated April 29, 2020, and the Restarting Plan referenced in that Order. A business or operation operating in compliance with the Restarting Plan and accompanying guidelines issued by the Maine Department of Community and Economic Development shall be considered in compliance with this **ORDER**, provide it also follows any additional requirements, specifically identified in this **ORDER** for that business or operation.

This Emergency Proclamation and Order of the Town Manager supersedes the one issued on April 27, 2020. It shall terminate on 12:01 AM on June 1, 2020, unless sooner revoked.

Issued at Brunswick, Maine this 30<sup>th</sup> day of April 2020.

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*John Eldridge, Town Manager*

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*John Perreault, Council Chair*