

DECLARATION OF EMERGENCY

Issued this 16th day of November, 2020 to mitigate the spread of the Coronavirus (COVID-19) epidemic in Roeland Park, KS, pursuant to the authority provided in Chapter 1, Article 19 of the Roeland Park Municipal Code and other applicable laws and regulations.

WHEREAS, in times of emergency the Mayor may impose by proclamation a Declaration of Emergency, and to take such actions as contemplated in Chapter 1, Article 19 of the City Code; and

WHEREAS, on March 12, the Mayor and City Administrator took actions to address the imminent threat of the Coronavirus (COVID-19) pandemic, and the confirmed outbreak and person-to-person spread of COVID-19 in the United States, Kansas, and Johnson County; and

WHEREAS, the Governing Body unanimously ratified these actions during a Special Called Council Meeting on March 20, 2020; and

WHEREAS, COVID-19 is a respiratory disease that spreads easily from person to person and may result in serious illness or death, and has resulted in the sickness and death of residents in communities immediately adjoining Roeland Park; and

WHEREAS, such conditions endanger health, safety and welfare of persons and property within the border of Roeland Park, Kansas; and

WHEREAS, to reduce spread of COVID-19, the United States Centers for Disease Control and Prevention (CDC), the Kansas Department of Health and Environment (KDHE) and the Johnson County Local Health Officer, all recommend implementation of community mitigation strategies to increase containment of the virus, including cancellation of large gatherings and social distancing in smaller gatherings; and

WHEREAS, the worldwide outbreak of COVID-19 and the resulting epidemic continue to threaten the life and health of our citizens and visitors as well as the economy and remains a public disaster affecting life, health, property and the public peace; and

WHEREAS, this Declaration is being issued to slow the rate of community spread of COVID-19 through intensified social distancing;

THEREFORE, I, Mayor Mike Kelly, hereby declare a state of emergency within Roeland Park, Kansas, and order the following actions to be continued:

Section One. In all areas, establishments must follow the guidance provided by the Centers for Disease Control and Prevention (CDC), and federal, state and local public health officials for social distancing and infection control measures.

Mass gatherings within specific enclosed, confined, or designated public spaces, whether indoors or outdoors, shall be limited to 50 total individuals or 50 percent of the capacity permitted

under the applicable fire code, whichever is less. Any business or organization hosting or organizing a mass gathering (e.g. a conference) shall be responsible for ensuring individuals' compliance with the mass gathering and physical distancing requirements stated within this Order.

Activities within the following locations shall not be considered mass gatherings and shall not be subject to the above limitations on the number of individuals or percent of capacity:

- a. Restaurants;
- b. Bars, night clubs, and other businesses licensed to sell alcohol for on-premises consumption;
- c. Fitness centers and health clubs;
- d. Healthcare organizations; and
- e. Organizations providing funeral and burial services.

The following are exempt from the mass gatherings limitations of this Declaration, and are instead encouraged to maintain physical distancing as much as is feasible and to maintain 6 feet of physical distance between individuals who do not reside together, when feasible:

- a. Religious institutions and activities
- b. Election polling places;
- c. Licensed childcare facilities;
- d. Schools and activities within the purview of school's governing body; and
- e. Court facilities.

Kansas Governor's Executive Order 20-52 regarding face coverings remains in effect.

Nail salons, barber shops, hair salons, tattoo parlors, dentists and other personal services businesses where 6 feet of physical distancing is not feasible must only serve customers for pre-scheduled appointments or online or text message check-in.

Fitness centers and health clubs must close locker rooms, except for when a portion of a locker room may be necessary to remain open for use as restroom facilities.

Fairs, festivals, carnivals, parades, and other similar events shall not occur. Gatherings for the purpose of political protest are excluded; however, such gatherings must abide by the Johnson County Local Health Officer Order dated November 13, 2020.

All bars, night clubs, restaurants or other businesses licensed to sell alcohol for on-premises consumption must abide by a curfew and close by 12:00 A.M. (midnight) and remain closed for a minimum of four (4) hours. Any such establishment may continue to provide carryout, drive-through and delivery food and beverage services after 12:00 A.M. (midnight).

All restaurants must cease all in-person dining and abide by a curfew to close such in-person dining areas by 12:00 A.M. (midnight) and remain closed for a minimum of four (4) hours. Any such establishment may continue to provide carryout, drive-through and delivery food and beverage services after 12:00 A.M. (midnight).

All recreational and youth organized sports tournaments, games, practices, and related events may still occur, but attendance shall be limited to a maximum of 2 attendees per participant

and such activities shall remain subject to the physical distancing and mass gathering provisions included within the Johnson County Local Health Officer Order dated November 13, 2020. Collegiate sporting events and sporting events governed by Kansas State High School Activities Association and/or school boards are not subject to these provisions but are strongly encouraged to abide by them at a minimum.

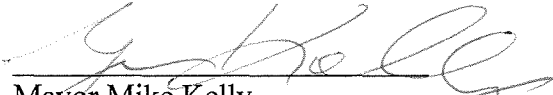
If a business or organization has multiple distinct components that fit within different portions of this Order, each distinct component shall be required to fit the requirements of this Order that apply most specifically to such component of the business or organization.

Roeland Park reiterates and will provide full cooperation with the recommendations of the public health community across metropolitan Kansas City with the proactive implementation of social distancing requirements as ordered by the Johnson County Local Health Officer in Order dated November 13, 2020. To the extent any terms are inconsistent, the Johnson County Local Health Officer's Order will prevail.

Section Two. This Declaration may be supplemented or modified as required for the effective and efficient management and control of the Coronavirus epidemic in the City by further order or direction of the Governing Body.

Section Three. This Declaration is effective at 12:01 a.m. on Tuesday, November 17, 2020 and shall remain in effect through 11:59 p.m. on Sunday, January 31, 2021, unless sooner amended, superseded, or rescinded.

IT IS SO ORDERED THIS 16th DAY OF November, 2020.



Mayor Mike Kelly
Roeland Park, KS

