



**CITY of BEVERLY**  
**BOARD of HEALTH**  
90 Colon Street  
Beverly, Massachusetts 01915  
Phone (978) 921-8591  
Fax (978) 922-5695



**Public Health**  
Prevent. Promote. Protect.

*Mayor*

*Michael P. Cahill*

*Director of Public Health*

*William T. Burke III, RS, CHO*

**EMERGENCY ORDER REGARDING FACE COVERING IN ESSENTIAL RETAIL SERVICES, RESTAURANTS, BARS, AND OTHER RETAIL ESTABLISHMENTS THAT SELL FOOD AND BEVERAGE PRODUCTS TO THE PUBLIC, AND RESIDENTIAL AND COMMERCIAL BUILDINGS, AND ORDER REGARDING PROHIBITION ON ICE CREAM TRUCKS AND SALES**

**WHEREAS**, the Governor of the Commonwealth of Massachusetts has declared a State of Emergency on March 10, 2020, due to the virus that caused the Coronavirus 2019 (“COVID-19”) pandemic;

**WHEREAS**, the Mayor of the City of Beverly has determined that the threat of COVID-19 poses a present, real and imminent danger to public health, safety, and general welfare of the people of Beverly and as such declared a State of Emergency in the City of Beverly on March 20, 2020;

**WHEREAS**, the Board of Health of the City of Beverly has determined that the threat of COVID-19 poses a present, real and imminent danger to public health, safety, and general welfare of the people of Beverly and as such declared a Public Health Emergency in the City of Beverly on March 20, 2020;

**WHEREAS**, COVID-19 is easily transmitted, especially in group settings, and it is essential that the spread of the virus be slowed to protect the ability of public and private health care providers to handle the influx of new patients and safeguard public health and safety;

**WHEREAS**, the Governor of the Commonwealth of Massachusetts and the Mayor of Beverly have requested that residents stay home to prevent the spread of COVID-19, and on or about March 24, 2020, the Massachusetts Department of Public Health issued a stay at home advisory;

**WHEREAS**, the Governor of the Commonwealth of Massachusetts issued an Order on March 23, 2020, designating certain businesses as COVID-19 Essential Services and their workers as essential workers, and such order was further expanded on March 31, 2020;

**WHEREAS**, the Commissioner of Public Health issued an Order on March 25, 2020, regarding the operation of grocery stores and issued further guidance for that Order to local boards of health on April 7, 2020;

Now, therefore, pursuant to the foregoing, 310 CMR 11.05, 105 CMR 300.200, and all other authorizing statutes and regulations, acting by and through its agent authorized under G.L. c. 111, § 30, we, the Board of Health of the City of Beverly, Massachusetts, hereby orders the following:

1. All employers who are permitted to operate a restaurant, bar, and/or other retail establishment that sells food and beverage products to the public (hereinafter “Food Establishments”) and/or other retail business that have been designated as Essential Services by the Governor’s COVID-19 Executive

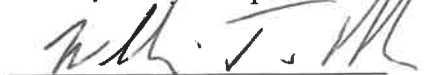
Orders and Exhibits thereto, as may be amended from time to time (hereinafter, "Essential Retailers"), shall require their employees to wear protective face covering.

2. Employers are strongly urged to provide each employee with a suitable face covering. For employees who are not required to wear a particular type of mask pursuant to another rule, law or regulation, a cloth face covering such as a fabric mask, scarf or bandana which covers the mouth and nose may be worn as recommended by the USFDA at <https://www.fda.gov/food/food-safety-during-emergencies/food-safety-and-coronavirus-disease-2019-covid-19> and CDC at <https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/diy-cloth-face-coverings.html>. Face coverings do not need to be a surgical or N95 mask, which should be left for medical professionals and first responders.
3. This order does not relieve an employer or employee from any other rule, law or regulation that requires the use of a particular type of mask or face covering for a particular job.
4. If gloves are being used by employees and/or employers for interactions with customers, they must be changed between each customer interaction. The Board of Health strongly recommends that hand sanitizer be used after each interaction with customers.
5. All Food Establishments and Essential Retailers shall require members of the public entering said businesses to wear face covering. Face coverings for members of the public may be a fabric mask, scarf or bandana which covers the mouth and nose. Face coverings do not need to be a surgical or N95 mask, which should be left for medical professionals and first responders. See this link for information on making a cloth face covering CDC at <https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/diy-cloth-face-coverings.html>.
6. All members of the public are required to comply with this Order, i.e., must wear a face covering when entering Food Establishments and Essential Retailers.
7. Any resident, tenant, guest, member of the general public, landlord and/or property manager and/or similar individual, entering or exiting a residential or commercial building complex of greater than one (1) unit must wear a face covering over their nose and mouth while in common areas and communal spaces and must exercise social distancing in these spaces in accordance with CDC guidelines. See these guidelines at: <https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/social-distancing.html>.
8. All entry doors of such businesses must be posted with an advisory to members of the public that face covering and social distancing requirements requiring 6 foot separation is required.
9. Ice cream trucks will not be permitted to operate in the City of Beverly.

This Emergency Order shall be effective at 12:01 a.m., Sunday, April 12, 2020, and shall remain in effect until notice is given, pursuant to the Board of Health's judgment, that the Public Health Emergency no longer exists.

ORDERED, at 4:00 p.m.

This 10th day of April 2020.



William T. Burke, III, RS, CHO

Director of Public Health

Emergency Agent of the Beverly Board of Health