



Mandatory Face Covering FAQ

Why do I need to wear a face covering?

Aspen City Council is mandating face coverings to help prevent the spread of COVID-19. Specifically, masks can protect those more susceptible to contracting the disease from those who are carrying it and are asymptomatic. In addition, by limiting the spread of the disease, face coverings can contribute to lessening the impact on critical services like medical, ambulance, hospital, and first responders. Any action that can help prevent the spread of COVID-19 contributes to the City of Aspen's recovery.

See below for rules and exceptions.

What is a proper face covering?

Our regulations define a face covering as a piece of material that covers your mouth and nose and can stay on your face without being held up by your hands. Although other face coverings will be acceptable, the CDC has suggested that a proper face covering will:

- Fit snugly on your face
- Have ties or ear loops
- Have multiple layers of fabric
- Allow for proper breathing
- Be machine washable

Where should a face covering be worn?

A face covering must be worn at all times when inside a place of business that is open to the public (i.e. grocery stores, pharmacies, etc.), as well as on public transportation like buses and taxis. Face coverings must also be worn in other indoor **and** outdoor spaces when a six-foot distance cannot be maintained from others (i.e. parking lots, sidewalks, trails, getting deliveries at your home or office, etc.).

Do I need to wear a face covering inside my office?

A face covering does **not** need to be worn inside private office buildings or workspaces as long as the building is **not** open to the public and six feet of social distancing from those not in your household can be maintained.

Who does *not* need to wear a face covering?

Young children under the age of 2 and people with health conditions that would prevent them from being able to safely wear a face covering do **not** need to wear them.

When will this policy be in effect?

The mandatory face covering policy for the City of Aspen will go into effect on April 29, 2020 and will remain in effect until May 27, 2020 with the possibility of extension.

What are the penalties for not complying?

The penalties for not complying with this order are the following:

- A fine of \$50 for the first offense
- A fine of \$250 for the second offense
- For all subsequent offenses, a mandatory court appearance and a fine of up to \$2,650 and/or a sentence of up to 1 year in prison

RESOLUTION NO. 40
(Series of 2020)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ASPEN, COLORADO,
ADOPTING A PUBLIC HEALTH ORDER OF THE CITY OF ASPEN, COLORADO FOR
THE PROMOTION OF HEALTH AND SUPPRESSION OF DISEASE TO REQUIRE FACE
COVERINGS WITHIN THE CITY OF ASPEN

WHEREAS, pursuant to the Colorado Disaster Emergency Act, C.R.S., Section 24-33.5-701, et seq., the City of Aspen (“City”) has identified a local disaster currently present in the City, to wit, the occurrence or imminent threat of widespread or severe damage, injury or loss of life or property resulting from COVID-19 requiring emergency action to avert danger or damage and to protect public health; and

WHEREAS, the Colorado Governor Jared Polis and Colorado Department of Public Health and Environment have indicated the likelihood of community transmission of COVID-19 within the City of Aspen on March 11, 2020; and

WHEREAS, pursuant to C.R.S. Section 24-33.5-709, Aspen Municipal Code Chapter 4.12, and the emergency management and operations plans and resolutions of Aspen, Colorado, on March 12, 2020, at 14:07 Mountain Daylight Time, the City Manager declared a local disaster emergency; and

WHEREAS, the City Council ratified and extended such declaration the 13th day of March 2020, at 3:21 p.m., Mountain Daylight Time; and

WHEREAS, this Public Health Order is being issued to limit the health impacts of COVID-19. This Order sets forth requirements for the public to utilize face coverings inside of public places, to slow the spread of the COVID-19 virus; and

WHEREAS, this Order is adopted pursuant to the legal authority set forth in C.R.S. Section 31-15-401(b), as well as all other applicable laws, rules, regulations, orders and declarations. Under this authority, the City of Aspen has the police powers “[t]o do all acts and make all regulations which may be necessary or expedient for the promotion of health or the suppression of disease” within the territorial limits of the City of Aspen. Immediate issuance of this Order is deemed reasonable and necessary under the existing circumstances and necessary for the preservation of the public health, safety and welfare; and

WHEREAS, the City’s authority to issue this Order is in addition to those exercised by the Governor of Colorado, State of Colorado Department of Public Health and Environment, and Pitkin County Department of Public Health; and

WHEREAS, the Centers for Disease Control and Prevention recommends wearing face coverings in public settings to prevent the spread of COVID-19.

WHEREAS, the City finds that these actions will limit the cascading impacts on critical services by limiting spread of COVID-19. This Order and actions will help hospitals, first responders, and other healthcare services continue to provide services for those who need them

(along with utilities, human services, and businesses) in the coming weeks and months. Collective action can save lives and is in support of the most vulnerable in our community; and

WHEREAS, the City of Aspen will make a best faith effort to educate its citizens on the benefits of face coverings and will distribute face coverings free of charge to those in need to the best of its ability; and

WHEREAS, the City Council finds that it is appropriate and in the interests of the public health, safety, and welfare and would further protect property and civil order, for the City Council to adopt this Public Health Order.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ASPEN, COLORADO,

That the City Council hereby adopts the following Public Health Order:

Section 1. Definitions.

Face Covering shall mean a uniform piece of material that securely covers a person's nose and mouth and remains affixed in place without the use of one's hands.

Section 2. Face Coverings required.

All persons shall wear Face Coverings:

- a. when entering and while inside of a place of business or mode of transportation open to the public, and
- b. in such other indoor or outdoor places where persons are unable to maintain safe social distancing (six or more feet separation) from others not of their own household.

Section 3. Exceptions.

Nothing herein shall require the wearing of face coverings by the following persons:

- a. Persons under the age of two years; and
- b. Persons for whom a face covering would cause impairment due to an existing health condition.
- c. Persons working in a professional office who do not have any face-to-face interactions with the public.

Section 4. General Information for all Persons.

The Centers for Disease Control and Prevention encourages individuals to wear cloth Face Coverings that:

- a. fit snugly but comfortably against the side of the face;
- b. are secured with ties or ear loops;
- c. include multiple layers of fabric;
- d. allow for breathing without restriction; and
- e. are able to be laundered and machine dried without damage or change to shape.

Section 5. Effective Date and Time, Limitations and Area.

The Public Health Order will become effective at 6:00 a.m. on April 29, 2020, unless otherwise specifically provided for herein, and will remain in effect until May 27, 2020, unless extended by Council. This Order is effective within the entirety of the territory of the City of Aspen, Colorado.

Section 6. Most Restrictive Standard Controls.

To the extent any State and/or Federal orders or laws are more restrictive than what is set forth herein, such orders control.

Section 7. Penalties.

Failure to comply with this Order is subject to a penalty of \$50 for the first offense, \$250 for the second offense and a mandatory court appearance for any subsequent offense with the penalties contained in Section 1.04.080, of the City of Aspen Municipal Code, including up to a \$2,650 fine and one-year imprisonment or both per day for each violation.

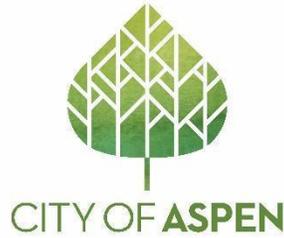
INTRODUCED, AND ADOPTED by the City Council of the City of Aspen on the ___ day of April 2020, at ___ p.m., Mountain Daylight Time.

Torre, Mayor

I, Nicole Henning, duly appointed and acting City Clerk do certify that the foregoing is a true and accurate copy of that resolution adopted by the City Council of the City of Aspen, Colorado, at a meeting held on April ___, 2020.

Nicole Henning, City Clerk

THE PUBLIC IS DISCOURAGED FROM ATTEMPTING TO ACQUIRE HEALTH CARE AND INDUSTRIAL FACE COVERINGS THAT ARE NECESSARY TO PROTECT HEALTH CARE WORKERS DURING THE COVID-19 PANDEMIC.



Preguntas frecuentes sobre el uso obligatorio del tapabocas

¿Por qué es necesario el uso del tapabocas?

El concejo municipal de Aspen ha ordenado el uso de tapabocas para ayudar a prevenir la propagación de la COVID-19. Los tapabocas pueden proteger a las personas que forman parte del grupo de mayor riesgo del contagio de la enfermedad a través de personas que no presentan síntomas. Además, al limitar la propagación de la enfermedad, los tapabocas pueden ayudar a disminuir el impacto en servicios esenciales, tales como los servicios médicos, de ambulancia, hospitalarios y de respuesta rápida. Cualquier acción que pueda ayudar a prevenir la propagación del COVID-19 contribuye a que la ciudad de Aspen se recupere.

Vea a continuación las reglas y excepciones.

¿Qué es un tapabocas adecuado?

Nuestras reglamentaciones definen a un tapabocas como un pedazo de material que cubre la boca y la nariz y puede permanecer en el rostro sin necesidad de utilizar las manos para sostenerlo. Si bien se aceptarán otros tipos de mascarillas, el Centro para el Control y Prevención de Enfermedades ha sugerido que un tapabocas adecuado debe:

- Calzar perfectamente en el rostro
- Tener cintas ajustables
- Tener varias capas de material
- Permitir respirar adecuadamente
- Poder lavarse en lavarropas

¿Dónde debe usarse el tapabocas?

El tapabocas se debe utilizar todo el tiempo dentro de los negocios abiertos al público (como supermercados, farmacias, etc.), y también en el transporte público, como autobuses y taxis.

Los tapabocas también deberán usarse en espacios cerrados **y** abiertos cuando no se pueda mantener una distancia de seis pies con otras personas (como en aparcamientos, aceras, senderos, servicios de entrega a domicilio u oficina, etc.).

¿Es necesario utilizar el tapabocas en la oficina?

Siempre y cuando el edificio **no** esté abierto al público, y sea posible mantener un distanciamiento social de seis pies con aquellas personas que no compartan vivienda, **no** es necesario utilizar el tapabocas dentro del lugar de trabajo u oficinas privadas.

¿Quiénes *no* necesitan utilizar un tapabocas?

Los niños menores de 2 años y las personas con una condición médica que les impida utilizar un tapabocas de manera segura **no** necesitan usarlos.

¿Cuándo entrará en vigencia esta política?

La política de uso obligatorio del tapabocas entrará en vigencia en la ciudad de Aspen el 29 de abril, 2020 y estará vigente hasta el 27 de mayo, 2020, con la posibilidad de extenderse luego de esta fecha.

¿Cuáles son las sanciones por incumplimiento?

Las sanciones por incumplimiento de esta política son las siguientes:

- Una multa de \$50 por la primera infracción
- Una multa de \$250 por la segunda infracción
- Luego de la segunda infracción, una audiencia obligatoria en la corte y una multa de hasta \$2,650 y/o una sentencia de hasta 1 año en prisión