

**PROCLAMATION ESTABLISHING CERTAIN DISEASE PREVENTION AND
MITIGATION REQUIREMENTS PURSUANT TO THE ORDER DECLARING
A LOCAL STATE OF DISASTER FOR THE CITY OF MIDLAND, TEXAS**

WHEREAS, Mayor Patrick N. Payton (the “Mayor”) issued an Order Declaring a Local State of Disaster for the City of Midland, Texas (the “Declaration”), effective March 18, 2020, due to the imminent threat of widespread or severe damage, injury, or loss of life resulting from COVID-19, which is a respiratory illness caused by the novel coronavirus designated SARS-CoV2; and

WHEREAS, on March 24, 2020, the City Council consented to the continuation of the Declaration; and

WHEREAS, it is in the public interest and in the interest of promoting health and suppressing disease to establish certain disease prevention and mitigation requirements;

**NOW THEREFORE, BE IT ORDERED, PROCLAIMED AND
DECLARED BY THE MAYOR OF THE CITY OF MIDLAND, TEXAS:**

A. SELF-QUARANTINE REQUIREMENTS

- 1.) That a person who has tested positive for COVID-19 shall remain at the person’s place of residence and self-quarantine until a medical professional determines that the person is not capable of transmitting COVID-19 to another.
- 2.) That a person who shares a place of residence with someone who has tested positive for COVID-19 shall remain at the person’s place of residence and self-quarantine until a medical professional determines that the person is not capable of transmitting COVID-19 to another.
- 3.) For the purpose of this Proclamation, “residence” means a house, an apartment unit, a condominium unit, or other residential dwelling unit, as well as a hotel room, a motel room, a shared rental, or similar facility.
- 4.) A person who is required to remain at his or her place of residence pursuant to this Proclamation may leave the place of residence only for the purpose of seeking necessary medical care. Such person may not leave his or her place of residence for any other purpose.

B. BUSINESS REQUIREMENTS

- 1.) That a retail business that operates during the term of the Declaration shall prominently display a notice at the entrance of the business that contains the following language or language substantially similar thereto:

“PLEASE COMPLY WITH THE REQUIREMENTS BELOW.

- DO NOT ENTER if:
 - you do not feel well, even if you believe you are experiencing seasonal allergies; or
 - you have been in close proximity with someone who is ill.
 - Use cart sanitizing wipes (if available).
 - Do not crowd. Leave at least six feet of space between you and others.
 - Avoid unnecessarily touching any items or surfaces.
 - Use your bent elbow to cover your nose and mouth if you must cough or sneeze.
 - Avoid touching your face.
 - Promptly wash your hands or use an alcohol-based hand sanitizer after leaving.”
- 2.) That a retail business that operates during the term of the Declaration shall limit the number of customers in the building or the building space (if more than one business is located in the building) in which the business operates to 10 percent of the total occupancy normally allowed in the building or the building space under the City Code.
- 3.) That a retail business that operates during the term of the Declaration shall make hand sanitizer available for customers to use at the entrance and exit of the business. Such hand sanitizer shall contain at least 60 percent alcohol.
- 4.) That a business that operates during the term of the Declaration shall facilitate and encourage the practices of social distancing and good hygiene. To the extent possible, such business shall require employees to work from home in order to prevent and mitigate the spread of COVID-19.
- 5.) That a manager of a business or other person who has decision-making authority over the operation of a business shall not operate the business in violation of this Proclamation or allow the business to be operated in violation of this Proclamation.

C. GENERAL

- 1.) That an entity or a person who violates a provision of this Proclamation may be subject to criminal penalties as provided in the Declaration.
- 2.) That this Proclamation shall be given prompt and general publicity and shall be filed promptly with the City Secretary.
- 3.) That the sections, paragraphs, sentences, clauses and phrases of this Proclamation are severable, and if any section, paragraph, sentence, clause or phrase of this Proclamation should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not

affect any of the remaining sections, paragraphs, sentences, clauses and phrases of this Proclamation that can be given effect without the invalid provision.

- 4.) That the requirements and prohibitions of this Proclamation, as applicable, shall become effective immediately and shall remain in effect during the period that the Declaration is in effect, inclusive of any continuations or renewals thereof, except to the extent that this Proclamation may be rescinded, terminated, or modified.

It is hereby **ORDERED, PROCLAIMED AND DECLARED** this 31st day of MARCH, 2020.



Patrick N. Payton, Mayor