

# Frequently Asked Questions

## Facemask Ordinance for

# CITY OF EL DORADO



- 1. When does the ordinance take effect?** Ordinance No. G-1341, requiring the wearing of masks or face coverings within the City of El Dorado, becomes effective at 12:01 a.m. on December 18, 2020.
- 2. When does the ordinance expire?** The ordinance ends on February 1, 2021 unless extended by action of the City Commission prior to that date.
- 3. How do I report a possible violation?** The City asks citizens who wish to report a possible violation to call 321-9100 and select Option 5 from the menu. Your call will be directed to dispatch. Please **do not** call 911 to report possible mask ordinance violations, that number should be used only for emergency situations.
- 4. Who does the ordinance effect?** The ordinance effects all individuals, businesses, organizations and non-profit organizations located within El Dorado.
- 5. What is required of individuals?** Per the ordinance, all individuals shall cover their mouths and noses with a mask or face covering when they are in situations where distancing of six feet at all times is not possible. These situations include, but are not limited to:
  - While inside any indoor public space;
  - While standing in line and waiting to enter an indoor public space;
  - While obtaining services from the healthcare sector;
  - While waiting for or riding on public transportation or while in a taxi, private car service, or ridesharing vehicle; or
  - While outdoors in public spaces and unable to maintain a six-foot distance between individuals with only infrequent or incidental moments of closer proximity.
- 6. I have rented the community building for a family Christmas. Will everyone be required to wear masks since it is a public building even though it will be only family?** The ordinance requires any individual inside any indoor public space to cover their mouths and noses with a mask or other face covering in situations where distancing of six feet at all times is not possible. When a public building is being rented for private use and not open to the public, for the time the space is rented by a private individual, the ordinance should not apply.
- 7. If a couple is seated at a table and they are at least six feet away from other persons at that table may they remove their masks? And also if they get up from that table to pass by those seated six feet away say on the way to the restroom facility must they mask up then upon passing by other people on their way to the facility?** The ordinance requires individuals to cover their mouths and noses with a mask or other face covering when they cannot distance themselves within six feet of others (not including individuals who reside together) inside any indoor space. If they are unable to maintain that six foot distance, individuals should be required to put their masks back on. However, they may not be required to put their mask or face covering on if they can maintain that six food distance except for infrequent moments of closer proximity.

# Frequently Asked Questions

## Facemask Ordinance for

# CITY OF EL DORADO

**EL DORADO**  
K A N S A S

- 8. Are there any exemptions? If so, what are the exemptions?** Yes, the ordinance contains a number of exemptions to include:
- a. Persons age five years or under; children age two years and under in particular should not wear a face covering because of the risk of suffocation;
  - b. Persons with a medical condition, mental health condition, or disability that prevents wearing a face covering—this includes persons with a medical condition for whom wearing a face covering could obstruct breathing or who are unconscious, incapacitated, or otherwise unable to remove a face covering without assistance;
  - c. Persons who are deaf or hard of hearing, or communicating with a person who is deaf or hard of hearing, where the ability to see the mouth is essential for communication;
  - d. Persons for whom wearing a face covering would create a risk to the person related to their work, as determined by local, state, or federal regulators or workplace safety guidelines;
  - e. Persons who are obtaining a service involving the nose or face for which temporary removal of the face covering is necessary to perform the service;
  - f. Persons who are seated at a restaurant or other establishment that offers food or beverage service, while they are eating or drinking, provided they maintain a six-foot distance between individuals (not including individuals who reside together or are seated together) with only infrequent or incidental moments of closer proximity;
  - g. Athletes who are engaged in an organized sports activity that allows athletes to maintain a six-foot distance from others with only infrequent or incidental moments of closer proximity;
  - h. Persons who are engaged in an activity that a professional or recreational association, regulatory entity, medical association, or other public-health-oriented entity has determined cannot be safely conducted while wearing a mask or other face covering;
  - i. Persons engaged in a court-related proceeding held or managed by the Kansas Judiciary; and
  - j. Persons engaged in any lawful activity during which wearing a mask or other face covering is prohibited by law.
- 9. What are the penalties for violating the ordinance?** The ordinance allows the Municipal Court to assess fines and applicable court costs to individuals convicted of a mask ordinance violation. The fines for a violation are as follows: First Offense: \$25; Second Offense: \$50; Third and Subsequent Offense: \$100.
- 10. Does the ordinance require payment of court costs and fees?** Yes, convictions will require the payment of court costs for violations. Local ordinance sets court costs at \$90 per violation.
- 11. Does enforcement include possible arrest and jail time upon conviction?** Violations of the ordinance are classified as a municipal infraction. As such, alleged violators cannot be arrested and convictions do not carry a jail sentence.
- 12. Where can I find out more information?** The City will make additional information about the mask ordinance available on its website at [www.eldoks.com/masks](http://www.eldoks.com/masks).