

## **LAKE AND PENINSULA BOROUGH**

### **ORDINANCE NO. 21-09**

#### **AN ORDINANCE PRESCRIBING CONDUCT FOR LODGE OWNERS AND GUESTS TO LAKE AND PENINSULA BOROUGH DURING THE COVID-19 (“CORONAVIRUS”) PANDEMIC**

##### **Section 1. Classification:**

This ordinance is of a temporary nature and is a non-code ordinance.

##### **Section 2. Assembly Findings:**

The Borough Assembly of the Lake and Peninsula Borough finds and determines that:

##### **Findings**

- A. The Lake and Peninsula Borough has approximately seventy lodges, inns, bed & breakfast facilities, and hotels.
- B. COVID-19 is a respiratory disease that can result in serious illness or death and is caused by the SARS-Cov-2 virus, a new strain of the coronavirus that has not been previously identified in humans and is easily transmittable person to person.
- C. The World Health Organization designated the outbreak of COVID-19 as a pandemic on March 11, 2020; and the United States Center for Disease Control and Prevention (CDC) has identified COVID-19 as a significant public health risk; and on March 13 President Trump declared a National Emergency in response to the coronavirus pandemic; and on February 24, 2021 President Biden extended the national emergency.
- D. On March 11, 2020, Governor Dunleavy issued a declaration of public health disaster emergency in response to the anticipated COVID-19 outbreak in the State of Alaska. Governor Dunleavy has issued eighteen (18) mandates to regulate schools, health care providers, intrastate travel, protective measures for independent commercial fishing vessels, and more. These mandates were reduced and downgraded to health advisories and health orders on February 14, 2021 following expiration of the State Emergency Declaration.
- E. As of today, in Alaska there is a cumulative total of 65,000 positive COVID-19 cases, and 341 resident deaths. In the USA, as of today, there is a cumulative total of 31.7 million positive COVID-19 cases, and 566,842

deaths. Worldwide there has been more than 147.5 million positive cases, and 3.1 million deaths.

- F. As a home rule municipality, Lake and Peninsula Borough has all the powers not prohibited by law or by the Borough's charter. The Borough's charter, in turn, authorizes the Borough to exercise all powers permitted by law.
- G. The Borough does not intend to duplicate the efforts of the federal or state regulatory or permitting processes, although the Borough intends to rely in part upon materials and evidence generated by those processes. Rather, the Borough intends to address the unique impacts of the remote logistics of Lake and Peninsula Borough.
- H. By this ordinance, to the greatest extent permitted by law and under its charter, the Borough intends to exercise its authority as a home rule municipality to mitigate the impacts of any health risks to our residents.
- I. By this ordinance, the Borough seeks to allow businesses an opportunity to operate and add to the economy of the Lake and Peninsula Borough, and minimize risks to their guests, our residents, and our limited health care system.

### **Section 3. General Provisions:**

NOW, THEREFORE, the Borough Assembly of Lake and Peninsula Borough enacts the following ordinance:

### **PROTOCOLS FOR ALL GUESTS AND VISITORS TO THE LAKE AND PENINSULA BOROUGH:**

1. Guests shall follow current CDC guidelines and State of Alaska health orders for intrastate and international travel, social distancing, hygiene, and group size limits, including during dining and recreating.
2. Guests should follow local ordinances and avoid interaction within Lake and Peninsula communities. Visitors are to go straight to their destination.
3. If a guest cannot avoid contact with residents, personal protective equipment, such as face coverings, are encouraged.
4. Any person feeling ill or experiencing any symptoms of COVID-19 are not to enter Lake and Peninsula Borough. Persons are encouraged to seek medical attention in an urban environment such as Anchorage.

5. All persons visiting Lake and Peninsula Borough are assumed to understand that medical options are limited within the Borough and it is advised that medical services should be sought in Anchorage or other larger cities. The clinics in Lake and Peninsula Borough are not equipped or prepared to provide lifesaving COVID-19 services to non-residents.

**PROTOCOLS FOR BUSINESSES OPERATING IN LAKE AND PENINSULA BOROUGH WHICH HOST GUESTS OR VISITORS:**

1. Priority is for all persons to respect the COVID rules for each community. Each village may institute their own restrictions to best protect residents, guests, and businesses. Please consult the local leadership for COVID-19 restrictions, directions, and guidance. Information may also be found at <https://covid.lakeandpen.com>.
2. Employers must conduct employee training to teach best practices for mitigating any viral infections such as sanitizing, personal protection, personal hygiene, etc.
3. All persons are to follow current CDC guidelines and state health orders and guidelines for social distancing, hygiene, and group size limits.
4. Employers are to conduct regular touch-point sanitization of any shared facilities.
5. Employers are to ensure employees use best practices and provide every employee with protective equipment, gear, and knowledge as appropriate to fulfill their job in the safest manner possible.
6. Employers are to provide an isolation area for any employee or guest who exhibits any symptoms of COVID-19 until they can be transported to Anchorage.

**Section 4. Effective Date:**

This ordinance shall become effective upon its adoption.

**ADOPTED** by a duly constituted quorum of the Lake and Peninsula Borough Assembly on this 25<sup>th</sup> day of May, 2021.

**IN WITNESS THERETO:**



Glen Alsworth, Sr., Mayor

**ATTEST:**



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Kate Conley, Borough Clerk

Introduced: May 11, 2021

Public Hearing: May 25, 2021

Adopted: May 25, 2021

Ayes: Alsworth, Alvarez, Anderson, Olsen, Pedersen, Salmon

Nays: None

Not voting: None

Absent: Ravenmoon