

CITY OF RIALTO  
DIRECTOR OF EMERGENCY SERVICES

EMERGENCY PROCLAMATION NO. 2021-01

EMERGENCY PROCLAMATION OF THE CITY MANAGER/DIRECTOR OF EMERGENCY SERVICES OF THE CITY OF RIALTO, CALIFORNIA, REQUIRING MASKING FOR ALL PERSONS IN CITY OF RIALTO OWNED OR CONTROLLED FACILITIES.

WHEREAS, the City of Rialto is under a local emergency as declared by Resolution 7600 of the City Council of the City of Rialto, California in response to the spread of COVID-19; and

WHEREAS, on June 15, 2021 the State of California rescinded its Blueprint for a Safer Economy, allowed the reopening of all sectors of business and modified the statewide mask mandate to allow for fully vaccinated persons to be unmasked in most situations other than where masks are required by order or law for all individuals; and

WHEREAS, since June 15, 2021 upon the retiring of the State's Blueprint for a Safer Economy, community transmission of COVID-19 in the City of Rialto has rapidly increased from the former lowest tier in the blueprint to the highest tier in under six weeks based upon Rialto specific publicly available data from San Bernardino County<sup>1</sup>; and

WHEREAS, on July 26, 2021, in response to the rapid increase in community transmission throughout California, the California Department of Public Health updated its Guidance for the Use of Masks<sup>2</sup> to include a recommendation for universal masking of all persons in indoor public settings regardless of vaccination status; and

WHEREAS, on July 27, 2021, in response to the rapid increase in community transmission throughout the United States, the Centers for Disease Control and Prevention updated its Interim Public Health Recommendations for Fully Vaccinated People<sup>3</sup> to include a recommendation for universal masking of all persons in indoor public settings regardless of vaccination status in areas of substantial or high transmission; and

WHEREAS, the City's actions to protect life and property related to COVID-19 are impacted by the rapid rise in community transmission of COVID-19; and

WHEREAS, I am empowered, upon proclamation of a local emergency, to make and issue regulations on matters reasonably related to the protection of life and property as affected by such disaster; and

WHEREAS, under conditions of the local emergency, it is deemed necessary in the interest of public safety to restrict the use of certain public areas of the City; and

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<sup>1</sup> <https://covid19-sbcph.hub.arcgis.com/pages/locations>

<sup>2</sup> <https://www.cdph.ca.gov/Programs/CID/DCDC/Pages/COVID-19/guidance-for-face-coverings.aspx>

<sup>3</sup> <https://www.cdc.gov/coronavirus/2019-ncov/vaccines/fully-vaccinated-guidance.html>

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WHEREAS, it is the City's intent to impose a requirement consistent with the current recommendations of the California Department of Public Health for indoor masking regardless of vaccination status only in or at City owned or controlled facilities; and

WHEREAS, life and property are deemed to be in peril and speed is of the essence.

NOW THEREFORE, I, Marcus Fuller, as Director of Emergency Services, hereby affirm the existence of a local emergency in the City of Rialto as declared by Resolution 7600 of the City Council of the City of Rialto, California under authority contained in California Government Code sections 8610 and 8634 and Rialto Municipal Code Chapter 2.28 and 9.30.020; and

NOW, THEREFORE, BE IT RESOLVED that all persons shall wear a mask while in public indoor settings owned or controlled by the City of Rialto unless specifically exempted under the current order of the California Public Health Officer.

BE IT FURTHER RESOLVED, that this regulation shall remain in effect until such time as it is terminated by the Director of Emergency Services or the City Council of the City of Rialto.

ORDERED by the Director of Emergency Services on this 4<sup>th</sup> day of August, 2021 at 6:00 p.m.

Marcus Fuller  
MARCUS FULLER, City Manager  
Director of Emergency Services

**ATTEST:**

Barbara D. McGee  
BARBARA MCGEE, City Clerk

**APPROVED AS TO FORM:**

Eric Vail  
ERIC VAIL, City Attorney