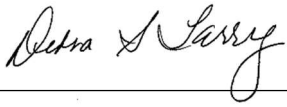




# TEMPORARY EMERGENCY ORDER of the City Manager

<b>COVID-19 Extension of Public Health Emergency Suspension of Prohibition on Plastic Retail Carryout Bags</b>			<b>Category:</b> COVID-19
			<b>Number:</b> 5.1 Extension
			<b>Classification:</b> Environmental
<b>Effective Date:</b> 6/01/2020 – until effective date of Phase 3 of Washington’s Safe Start Plan	<b>Waiver/ Suspends:</b> SMC 9.25.030(A)	<b>Policy Originator:</b> City Manager	<b>Approved By:</b> City Manager   <hr style="border: 0; border-top: 1px solid black;"/> Debbie Tarry

**1. PURPOSE:**

The purpose of this extension of Temporary Emergency Order No. 5 is to continue the temporary suspension of certain provisions of SMC Chapter 9.25 Retail Carryout Bag Regulations to allow for retail establishments to provide plastic carryout bags to address health concerns related to the COVID-19 public health emergency.

**2. ELIGIBILITY CRITERIA:**

Any retail establishment as that term is defined in SMC 9.25.020(F).

**3. ORDER:**

On March 31, 2020, Temporary Emergency Order No. 5 was issued suspending SMC 9.25.030 and SMC 9.25.040 due to the COVID-19 public health emergency. SMC 9.25.030 prohibits retail establishments from providing a “plastic carryout bag” to any customer. SMC 9.25.040 states that a violation of this prohibition is a civil enactment, with a monetary penalty of \$250.00.

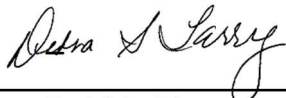
The suspension was based on the fact that employees of retail establishments, given their interaction with customers, are at a higher risk for community transmission of COVID-19, especially since public health studies have found that personal reusable cloth or denser plastic bags harbor bacteria, contagions, and viruses as customers rarely wash these bags between uses.

On May 1, 2020, the Governor announced Washington’s “Safe Start Plan,” a four-phase approach to re-opening Washington’s economy, with each phase continuing for a minimum of three (3) weeks in order to allow one complete disease incubation period plus an additional week for data analysis. Whether a county can move into another phase is based on several key indicators monitored by public health officials. Currently, King County, and therefore the City of Shoreline, remains in Phase One. While other Washington counties have already moved on to Phase Two, King County is not anticipated to move into Phase Two on June 1, 2020, the day after the Governor’s Stay Home Stay Health Proclamation currently expires. Therefore, maintaining the suspension of SMC Chapter 9.25 regulations will assist in meeting the key indicators that will allow King County to move to the next phase.

**THEREFORE**, for the reasons set forth above and pursuant to the authority granted to the City Manager by the City Council under Resolution No. 456, this Temporary Emergency Order is issued providing the following:

1. The prohibition on retail establishments providing a “plastic carryout bag” to any customer as set forth in SMC 9.25.030(A) is suspended until the effective date King County is authorized to move on to Phase Three of Washington’s Safe Start Plan.
2. The penalty required to be imposed pursuant to SMC 9.25.040 is suspended until the effective date King County is authorized to move on to Phase Three of Washington’s Safe Start Plan.
3. Nothing in this Temporary Emergency Order prohibits a retail establishment, at its sole discretion, from allowing a customer to utilize personal reusable cloth, paper, or plastic bags.

Dated this \_\_\_\_ day of \_\_\_\_\_, 2020.



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Debbie Tarry  
City Manager