

CITY OF CAMBRIDGE

TEMPORARY EMERGENCY ORDER REMAINING AT
PHASE IV, STEP 1 OF THE COMMONWEALTH'S REOPENING PLAN
AND NOT PERMITTING THE COMMONWEALTH'S MAY 10th REOPENING CHANGES
IN THE CITY OF CAMBRIDGE
EFFECTIVE ON MAY 10, 2021

WHEREAS, in response to the outbreak of the 2019 Novel Coronavirus ("COVID-19") in the Commonwealth of Massachusetts, over the course of 2020 through the present, Governor Charles D. Baker has declared a State of Emergency and issued a number of public health orders initially closing businesses, other than those that provide COVID-19 essential services, and restricting gatherings, and then in response to improving public health data phasing in the reopening of specific industries in Massachusetts; and

WHEREAS, on March 19, 2020, the Cambridge Commissioner of Public Health and Cambridge City Manager declared that a state of emergency exists in the City of Cambridge, and over the course of 2020 through the present the Cambridge Commissioner of Public Health and Cambridge City Manager have issued a number of public health orders specifically targeted to address the COVID-19 public health conditions in Cambridge; and

WHEREAS, on February 26, 2021, the City issued the Temporary Emergency Order Advancing to Phase III, Step 2 of the Commonwealth's Reopening Plan with Certain Exceptions, which advanced the City to Phase III, Step 2 of the Commonwealth's Reopening Plan, consistent with Governor Baker's COVID-19 Order No. 65 which advanced all community in the Commonwealth to Phase III, Step 2, but with the exception that live musical performances were not permitted in restaurants in Cambridge, and indoor performance venues could not open their premises until they had been inspected by the City's Inspectional Services Department; and

WHEREAS, on March 18, 2021, Governor Baker issued COVID-19 Order No. 66 which provided that Phase IV, Step 1 of the Reopening Plan would go into effect on March 22, 2021, which included the reopening of large capacity sports and entertainment venues;

WHEREAS, on March 18, 2021, Governor Baker issued the March 22, 2021 Appendix Adjusting Gathering Limits Set in COVID-19 Order No. 63 which provided the gathering limits for event venues and in public settings would increase to 100 people indoors and 150 outdoors effective March 22, 2021, with the exception of gatherings at private residences, which were restricted to a maximum of 10 people indoors and 25 people outdoors; and

WHEREAS, on March 22, 2021, the City issued the Temporary Emergency Order Delaying Phase IV, Step 1 of the Commonwealth's Reopening Plan and Concerning Gatherings in the City of Cambridge, which delayed the reopening of Phase IV, Step 1 enterprises and activities within the City, and restricted capacity limitations for event venues and in public settings to a maximum of 50 people in indoor event venues or public settings and a maximum of 100 people in outdoor event venues or public settings; and

WHEREAS, effective on May 6, 2021, the City issued an order rescinding the City's Temporary Emergency Order Delaying Phase IV, Step 1 of the Commonwealth's Reopening Plan and Concerning Gatherings in the City of Cambridge, and accordingly the City advanced to Phase IV, Step 1 of the Commonwealth's Reopening Plan, as set forth in Governor Baker's COVID-19 Order No. 66, and increased the gathering limits for event venues and in public settings to 100 people indoors and 150 outdoors within the City; and

WHEREAS, on April 27, 2021, Governor Baker announced that the Commonwealth will reopen some outdoor Phase IV, Step 2 industries effective May 10, 2021, specifically including increasing capacity at large venues, allowing amusement parks to open at 50% capacity, allowing road races and other large, outdoor amateur or professional group athletic events, allowing youth and adult amateur sports tournaments for moderate and high risk sports, and allowing singing indoors at event venues, restaurants and other businesses; and

WHEREAS, the City has continued to closely monitor the public health data and the specific conditions in Cambridge, particularly in light of the availability of COVID-19 vaccinations and the City's continued cautious approach to reopening, and the City has experienced a sustained decline in the number of cases, hospitalizations and deaths linked to COVID-19; and

WHEREAS, consistent with the City's continued cautious approach to reopening and public health concerns with moving into Phase IV, Step 2 at this point in time, and in particular the public health risks posed by allowing singing indoors at performance venues and restaurants; and

NOW THEREFORE, the Cambridge Commissioner of Public Health and the City Manager hereby order as follows:

1. **The City of Cambridge will remain at Phase IV, Step 1 of the Commonwealth's Reopening Plan and will not advance past Phase IV, Step 1, until further notice, and the City will not allow the additional activities Governor Baker has identified that will be allowed in the Commonwealth as of May 10, 2021, until further notice.**
2. Accordingly, within the City of Cambridge, Phase IV, Step 2 enterprises are not permitted to operate; road races and other large, outdoor organized amateur or professional group athletic events are not permitted to take place; youth and adult amateur sports tournaments are not permitted for moderate and high risk sports; and singing is not permitted indoors at performance venues, restaurants, events venues and other businesses.
3. The Cambridge Public Health Commission may issue guidance consistent with the provisions of this Order.

This Order shall take effect May 10, 2021 and shall remain in effect until further notice or until the declaration of a State of Emergency in the City has been rescinded, whichever is sooner.

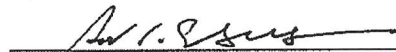
In the event that any portion of this Emergency Order is held to be invalid by a court of competent jurisdiction, said invalid or unenforceable portion shall be severable from the remainder of this Emergency Order and to the fullest extent possible this Emergency Order shall be read as if it did not contain said invalid or unenforceable portion.

This Emergency Order shall be enforced by the following: officers of the Cambridge Police Department; enforcement officials of the Cambridge Public Health Department; and enforcement officials of the City's Inspectional Services Department.

Any person found to be in violation of this Emergency Order may be issued a warning or may be issued a violation notice with a fine of three hundred dollars (\$300). The person to whom a violation notice has been issued pursuant to this Emergency Order may pay the fine within 21 days of the date the violation notice was served, or within 21 days of the date the violation notice was served, may contest the matter by requesting a noncriminal hearing by mailing a copy of the violation notice to: Clerk Magistrate, Cambridge District Court, 4040 Mystic Valley Parkway, Medford, MA 02155. G. L. c. 111 §§ 30, 95-105, and 122; 310 CMR 11.05 et seq., 105 CMR 300.200; St. 1950, c. 639; G. L. c. 40, § 21D; and Cambridge Municipal Code c. 1.24, § 1.24.030.

Dated: May 7, 2021

By:

A handwritten signature in black ink, appearing to read "Assaad J. Sayah", written over a horizontal line.

Assaad J. Sayah, MD, Commissioner of Public Health

A handwritten signature in blue ink, appearing to read "Louis A. DePasquale", written over a horizontal line.

Louis A. DePasquale, City Manager