



Select Board

Meeting Agenda - Revised

The Provincetown Select Board will hold a special meeting on Thursday, May 28, 2020, at 4 pm in Judge Welsh Room, Town Hall, 260 Commercial Street, Provincetown, MA 02657.

NOTE: THIS IS A REMOTE PARTICIPATION MEETING

The Pursuant to Governor Baker's March 12, 2020 Order Suspending Certain Provisions of the Open Meeting Law, G.L. c. 30A, §18, and the Governor's March 15, 2020 Order imposing strict limitation on the number of people that may gather in one place, this meeting of the Provincetown Select Board will be conducted via remote participation to the greatest extent possible. Specific information and the general guidelines for remote participation by members of the public and/or parties with a right and/or requirement to attend this meeting can be found on the Provincetown website, at <https://www.provincetown-ma.gov/>. For this meeting, members of the public who wish to watch/listen and participate in the meeting may do so in the following manner:

1. Watch on PTV GOV Channel 18, as well as an online livestream of PTV GOV at <http://www.provincetowntv.org/watch.html>
2. To listen and participate in this meeting, dial **(833) 579-7589**. When prompted, enter the following Conference ID number: **787 444 930** When prompted, state your name, then press #.
 - Keep your phone muted at all times when not talking (*6 to mute & unmute your phone)
 - Do not use speakerphone
 - Do not use Bluetooth devices
 - Mute all background noises
 - Mute PTV on the television or computer and use only the phone audio
 - Please do not speak until the chair or the meeting moderator asks for public comments or questions.

No in-person attendance of members of the public will be permitted, but every effort will be made to ensure that the public can adequately access the proceedings in real time, via technological means. In the event that we are unable to do so, despite best efforts, we will post on the Provincetown website an audio or video recording or other comprehensive record of proceedings as soon as possible after the meeting.

Joint Meeting the Board of Health – Votes May be Taken.

1. Health Dash Board
2. Community Wide Survey Analysis
3. Continued Discussion on Policy Options: Recommendations
 - A. Social Distancing
 1. Commercial Street
 - A. Standish Street to Court Street - 6 pm till 10 pm, Thursday – Sunday;
 - B. to be re-evaluated prior to June 30th
 - C. Limitations:
 1. Allow emergency vehicles, and Fed Ex / UPS deliveries.
 2. Bikes to be 'walked' in same stretch.
 3. Move taxi stands to adjacent areas
 4. No seating or display of merchandise within the roadway.
 5. Any queue of crowds that extends into the public way must be monitored and controlled by the business to maintain social distancing and orderly behavior of those waiting.
 6. Enforcement will include ticketing and towing.

2. East End Gallery Walk
 - A. Parking ban to accommodate Friday Night Gallery Strolls from Bangs Street to Johnson Street.
 - B. Friday nights June (or when allowed to open in Phase 2) thru Labor Day 6 pm to 10 pm.
- B. Enhancement of Town Properties
 1. Fire House #3 to handout masks and educational materials.
 2. "Ambassador Program" to monitor and assist.
 3. Remove parking spaces from Ryder Street to allow for greater pedestrian movements and social distancing.
 4. Farmer's Market to extend onto the lawn of Town Hall
 5. Sunday vendors market
 6. Add picnic tables and public hand washing and hand sanitizing stations for the public
 - A. Waterfront Park (Former Hall Property)
 - B. Johnson Street Parking Lot - Section off a small area on the south end of the lot adjacent to the beach to allow for additional areas for people to spread out
 - C. Ryder Street Beach East and West - Consider a small section of beach adjacent to Ryder Street Extension and the Pier with moby-mats to allow people more area to spread out
 - D. Court Street Landing
- C. Social Services
 - A. Provide funding to Health Department to create an education campaign focused on the theme
 - B. Release emergency funding to Health Department, and unfreeze current restrictions, to allow for emergency assistance
 - C. Task the Town Manager to create an Equity & Inclusion working group to outline an action agenda for outreach and engagement with the Jamaican, Latinx, and other marginalized communities that live or work in Provincetown, or own businesses serving Provincetown
- D. Support and Refer to Regulatory Boards regulation Relief
 1. Seating area requirements
 - A. Businesses will file an altered layout plan to be approved by staff
 - B. Must remain on property footprint and not encroach on the public way
 - C. No increase in overall seating
 - D. Allow businesses to expand into parking areas
 - E. (excludes Handicapped Spaces)
 - F. Expansion onto beach areas considered on a case by case basis
 - G. Maximize Outdoor dining areas pending fair weather.
 2. Outdoor display of merchandise
 - A. Relaxation of regulations relating to the outdoor display of merchandise similar to that permitted during the Monumental Yard Sale Weekend.
 - B. Work with regulatory boards to facilitate.
 - Area of display and types of product must be approved by town staff

- Must remain on property footprint and not encroach in public way
- 3. Limitations on temporary structure or temporary use restrictions
- 4. Dimensional schedule / setback requirements
- 5. Parking requirements allowing expansion into parking lot
- 6. Signage restrictions
- 7. Tent, awnings and temporary coverings
- 4. Consideration of Joint Order on Public Health Working Group Recommendations
 - A. Large attractions
 - B. Cruise ships (in consultation with the Harbormaster/Pier Corp)
 - C. Bus tours (in consultation with Tourism/Cape Cod Chamber)
 - D. Street performers/buskers
 - E. Public or semi-public showers, saunas, or steam rooms
 - F. Indoor entertainment including cabarets, performances, etc.
 - G. Shared bathrooms in accommodations (except for groups who sheltered together)
 - H. Food buffets or drink self-service (including coffee)
 - I. Licensed outdoor smoking areas of restaurants and bars
- 5. Reconsideration of May 4th Mask Mandate
- 6. And such other topics related to further Covid-19 orders of the Board of Health and Select Board that were not reasonably anticipated when the agenda was posted.

Posted by the Assistant Town Clerk www.provincetown-ma.gov, 05/21/2020, 4:00 pm
Revised 05/28/2020, 12:45 pm AR



**Provincetown Select Board
AGENDA ACTION REQUEST
Thursday, May 28, 2020**

1

HEALTH BOARD DASH

Presentation by Health Director Morgan Clark

Requested by: Town Manager Robin Craver

Action Sought: Discussion/Approve

Proposed Motion(s)

Discussion Dependent/Votes May Occur

Additional Information

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When prompted, enter the following Conference ID number:
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Board Action

<i>Motion</i>	<i>Second</i>	<i>Yea</i>	<i>Nay</i>	<i>Abstain</i>	<i>Disposition</i>

Provincetown's Health Dashboard

Here's what we'll be tracking to ensure Town resources are not overwhelmed and that we are able to keep the community safe



of active COVID-19 cases in Provincetown



% of Town essential personnel sick / quarantined
(Health, EMS, Police, Fire, DPW)



Testing capacity



of ambulances out of service

Provincetown's Health Dashboard

Here's what we'll be tracking to ensure Town resources are not overwhelmed and that we are able to keep the community safe



Local health center
clinicians
sick/quarantined



Capacity at local
hospitals



Statewide intensive
care capacity



Confirmed cases
Cape-wide



**Provincetown Select Board
AGENDA ACTION REQUEST
Thursday, May 28, 2020**

2

COMMUNITY WIDE SURVEY ANALYSIS

Presentation by Health Director Morgan Clark

Requested by: Town Manager Robin Craver

Action Sought: Discussion/Approve

Proposed Motion(s)

Discussion Dependent/Votes May Occur

Additional Information

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COVID-19 Community Survey



PROVINCETOWN RECOVERY COALITION -
SOCIAL SERVICES WORKING GROUP

Provincetown Recovery Coalition: Social Services Subgroup

Goal: To provide a way for members of the Provincetown community to voice their thoughts, needs, and concerns during this pandemic.

Result: A snapshot of how respondents report their individual experience of the pandemic.

Engagement Methods

- Online survey
- Shared/promoted by Town departments, local social service agencies, churches
 - Agencies/churches distributed paper copies to those without internet
- Promoted on social media, radio, and newspapers

2544 took the survey, 2060 completed it
(80% completion rate)

About Surveys

- One type of research method
- Easy to administer, can catch many participants
- Doesn't capture or represent everyone
- Only indicative of that snapshot in time - cannot predict the future
 - Opinions/attitudes/beliefs can change

The social services subgroup is also using other methods to determine community need and wellbeing, including:

- Weekly meetings with local social service agencies and churches that include reports on needs and discussion about filling gaps

Survey Question Topics

- Demographics
- Housing Status
- COVID-19 Concerns
- Personal Behaviors
- At-Risk for Severe Complications from COVID-19
- Healthcare Utilization
- Financial Security
- Food Security
- Mental Health + Wellbeing
- Staying Connected
- Economy + Reopening
- Transportation
- Media Sources

Survey Overview

- The demographics of survey respondents match Provincetown resident demographics very closely, though the survey does not accurately represent the opinions and beliefs of all Provincetown subgroups.
- Just over three-quarters (77%) of survey respondents report that the priority of local government should be doing everything possible to prevent the coronavirus from spreading and keep people from getting sick and dying.
- Almost half of respondents (46%) reported feeling isolated some of the time.

Survey Overview

- Most respondents (89%) report they have not used social or community services. Of those who do access services, 90% report that those services meet their needs.
- Approximately three-quarters of respondents report experiencing some emotional issues, such as feeling anxious, depressed or irritable during the past 4 weeks.
- A little over half of respondents reported feeling at least somewhat concerned about paying their bills and about their debt.

Demographics

Relationship to Provincetown

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Residence Type	N (%)
Child/ren in Provincetown Schools	10 (0.4%)
Non-residents	161 (6.3%)
Non-resident, employed in Provincetown	265 (10.4%)
Part-year resident	960 (37.7%)
Year-round resident	1148 (45.1%)
TOTAL	2544

Demographics

Age: All Respondents

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Age Group	
Under 18	5 (0.2%)
18-24	15 (0.6%)
25-34	97 (3.8%)
35-44	250 (9.8%)
45-54	571 (22.4%)
55-64	942 (37.0%)
65+	664 (26.1%)

Demographics

Age: Year-round residents

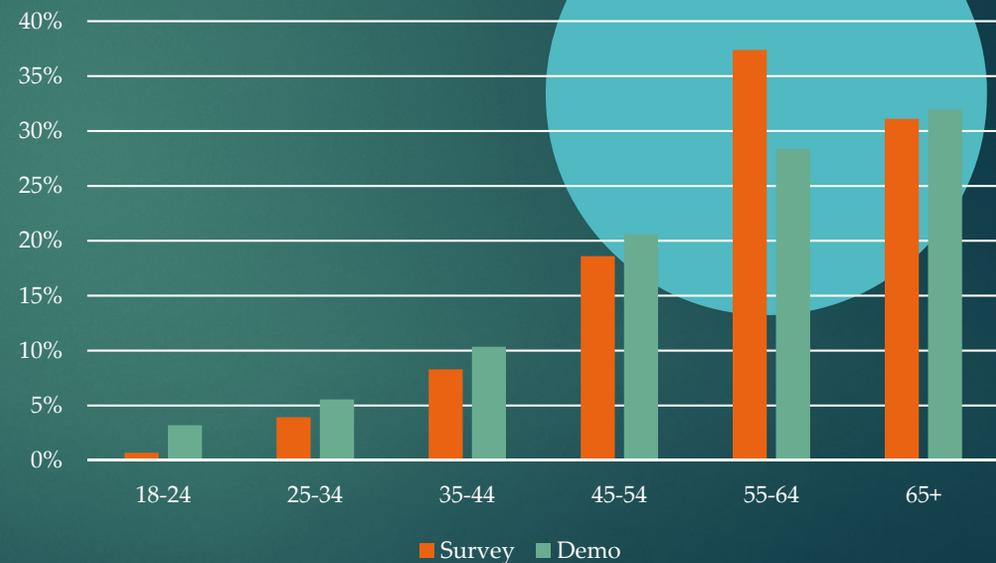
The age distribution of survey respondents closely tracks town demographic data.

Two exceptions: more survey participants in 55-64 age group; fewer in 18-24 age group.

Respondents by age group:

- 37% ages 55-64
- 31% ages 65+
- 19% ages 45-54

Responses by Age - Survey vs Demographic Data



Demographics

Income: All Respondents

<\$15,000	60 (2.4%)
\$15,000-\$29,999	156 (6.1%)
\$30,000-\$49,999	242 (9.5%)
\$50,000-\$74,999	315 (12.4%)
\$75,000-\$99,999	277 (10.9%)
\$100,000-\$150,000	361 (14.2%)
\$150,000<	691 (27.2%)
Prefer not to answer	442 (17.4%)

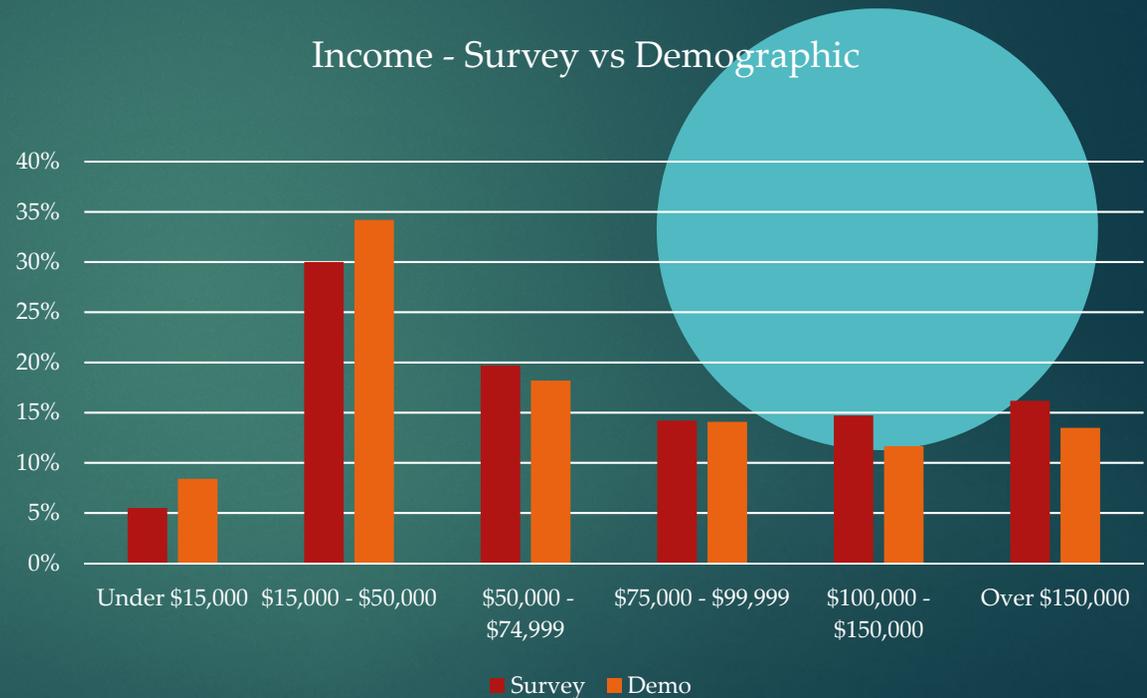


Demographics

Income: Year-round residents

The income of survey respondents closely tracks the distribution of incomes in general demographic data.

Two exceptions: slightly fewer participants with income below \$50K; slightly more with income over \$100K.



Race	
Asian or Asian American	24 (0.9%)
Black or African American	22 (0.9%)
Hispanic or Latinx	34 (1.3%)
White or Caucasian	2304 (90.6%)
Two or more races	52 (2.0%)
Other	33 (1.3%)
Prefer not to answer	75 (2.9%)

Demographics

Race: Year-round residents

The majority of respondents (91%) reported identifying as white, which mirrors the demographic data.

Gender (all respondents)

Female	1001 (39.3%)
Male	1510 (59.4%)
Non-binary/third gender	10 (0.4%)
Prefer to self-describe	23 (0.9%)

Demographics

Gender: Year-round residents

Demographic data shows 46% female, 54% male.

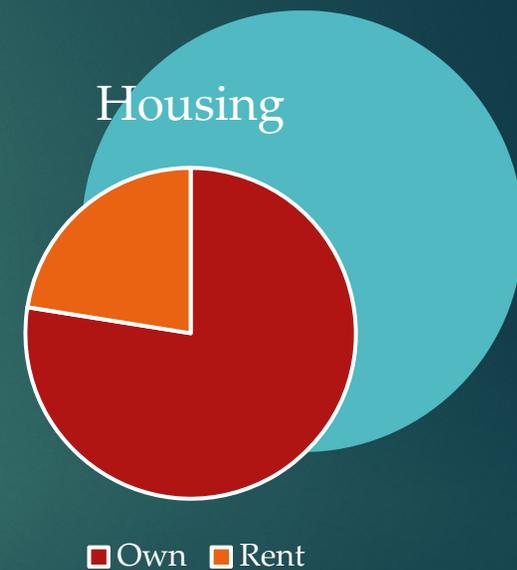
Survey respondents included slightly fewer women (40%) and slightly more men (59%).

Demographics

Housing

17

Housing Type	
Homeless (including couch surfing)	7 (0.3%)
Live alone	668 (26.3%)
Live with family	285 (11.2%)
Live with roommate(s)	115 (4.5%)
Live with spouse/partner	1469 (57.7%)



Demographics

Renters

18

- ◆ Of the 227 respondents who reported that they need to move out of their rental, almost a quarter (22.9%) reported already living in their summer housing, and almost a third (31.7%) did not know when they had to move out due to COVID-19.
- ◆ Most renters (76.7%) reported finding their summer housing either moderately secure or very secure.
- Only 8.4% (n=19) of renters reported living in campgrounds for some part of the year.

Trusted Sources

A majority of respondents stated they would likely listen to trusted sources of information, including Governors of MA and NY, the Provincetown Town Manager, the Provincetown Health Department and the Barnstable County Health Department.

Additionally, residents reported they would listen to local doctors and healthcare workers.

The survey respondents reported being very unlikely to listen to President Trump.

Guidelines

QUESTION 20

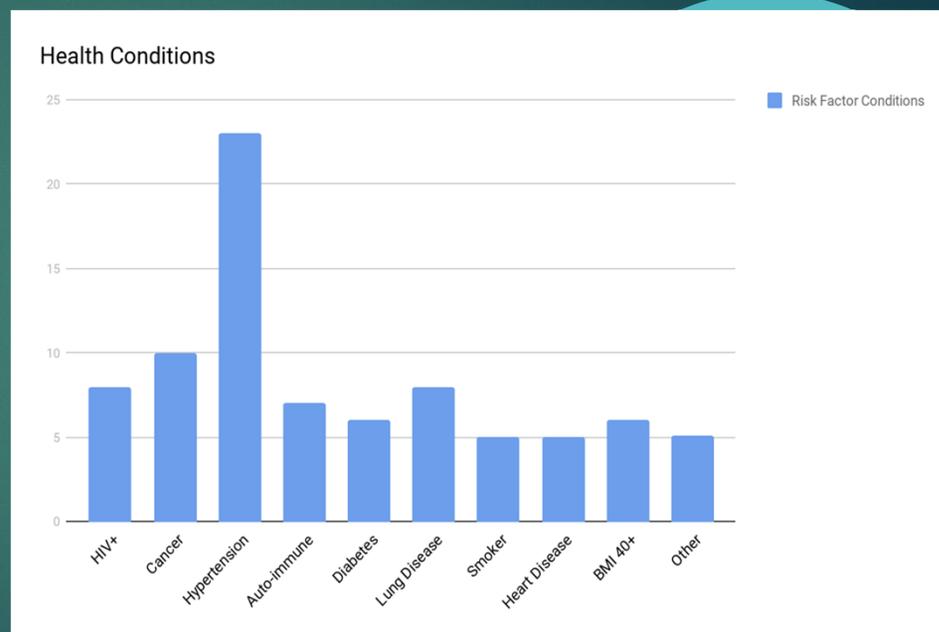
The majority of respondents reported that they would prefer a uniform set of guidelines for everyone in Provincetown regardless of residency status.

At risk populations

Of all respondents, half (approx 50%) of respondents had at least one “at higher risk” health condition.

At 23%, hypertension is the largest health vulnerability, with cancer and HIV coming in at #2 and #3.

For those aged 65+, 70% of respondents had at least one comorbidity.



Avoiding Healthcare

Due to Concerns about COVID-19

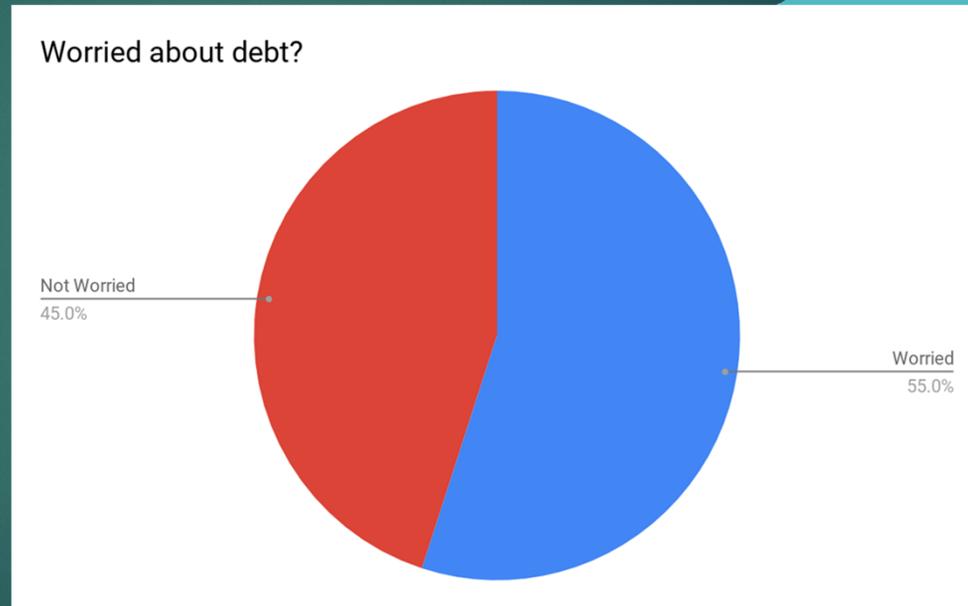
QUESTION 28

- A third of respondents (33.8%) reported avoiding healthcare
- 50% of those earning less than \$15,000 reported avoiding healthcare

Debt

55% of respondents reported feeling at least somewhat concerned about debt.

Concerns about debt are similarly distributed across income groups by level of concern, with least concern about debt from those earning \$150,000+



Paying bills

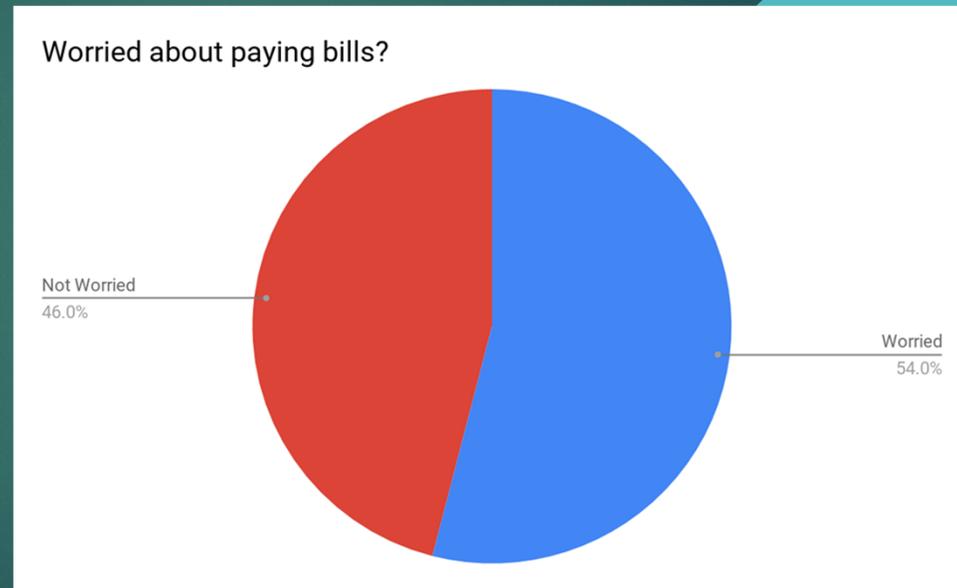
24

QUESTION 30

Similar to debt concerns, 54% of respondents reported feeling at least somewhat concerned about paying their bills.

Those over 65+ reported the least worry about paying bills.

Overall, those earning *less than* \$75,000 reported the most worry.



Cost of Healthcare

25

QUESTION 30

- 60% of respondents reported feeling at least somewhat concerned about the cost of healthcare.
- Among age groups, those between ages 18-25 reported the most concern.
- Likewise, those earning between \$30k - \$75k were most concerned among income groups.
- 50% of the highest income group reported not being worried about the cost of healthcare.

Retirement

- **70% of respondents reported being worried about saving for retirement.**
- Among respondents, by age group:
 - The most concerned were ages 25-44;
 - Over half of respondents over the age of 65 reported not being concerned at all.
- Among income groups, those earning \$15k - \$50k reported the most worry about saving for retirement.

Losing Income

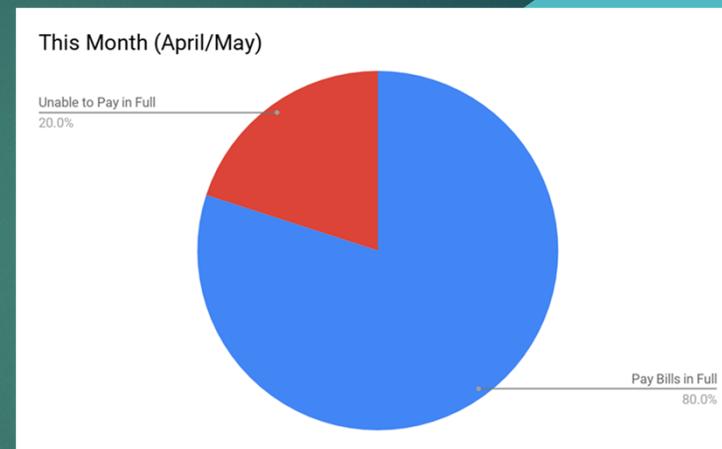
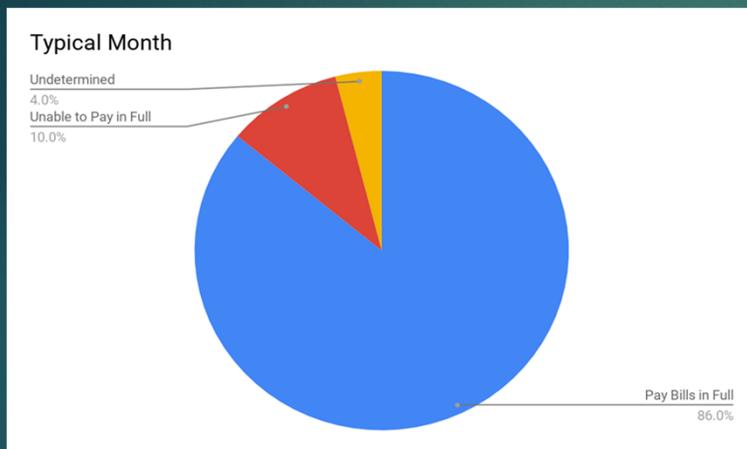
- ▶ Over a third of respondents between the ages of 18-34 report being “very worried” about having their hours/income cut while still employed.
- ▶ Respondents who make less than \$74,999 report being the most concerned about taking a cut in pay.

Ability to pay bills

In typical month vs. this month (April/May)

28

QUESTION 31-32



- Broken down by age group, 25% of those aged 18-44 report difficulty paying bills this month.
- Broken down by income, one-third of those earning less than \$15k report difficulty paying bills this month.

Unmet Needs

Only 6% of respondents reported needing food or other assistance currently. Those needs are broken down as follows:

- 79 people (58%) reported needing meat/protein.
 - A higher proportion of those needing meats/protein are at-risk (75%).
- 81 people (60%) reported needing access to fresh fruits and vegetables.
- Few respondents (18% (n=24)) reported needing prepared meals; this need is reported more frequently from those aged 55 and older.
- Few survey respondents (25% (n=34)) reported that they need assistance buying toiletries, diapers, prescriptions, etc.; the at-risk report these needs more frequently.

Rise in Food Resources

While the survey didn't capture this detail, it is worth noting the increase in people accessing local food access programs.

At our weekly "Meeting Health Needs" meetings, local food and nutrition programs report a **steady increase** in utilization of their programs.

- ✦ By early May, between SKIP & ASGCC alone, over 200 free prepared meals were being distributed in town, daily.
- ✦ Access to local food pantries also reported significant increases in program participants.
- ✦ The Crop Swap reports produce being picked up before social media posts advertising the availability have gone live

Mental Health + Wellbeing

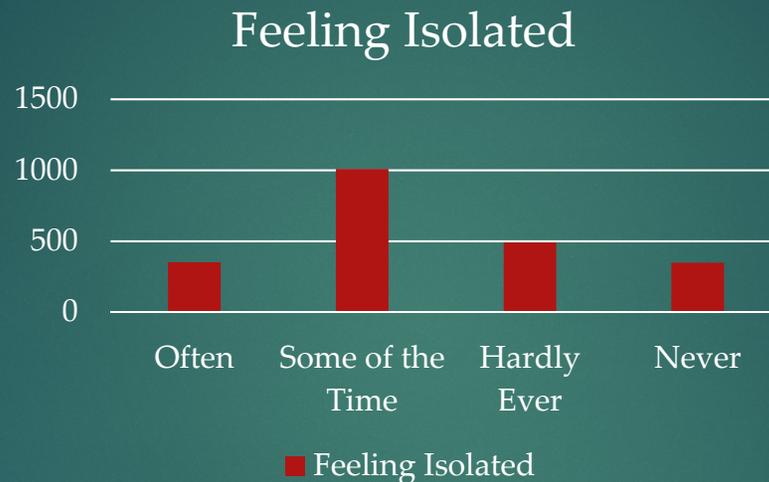
- Approximately three-quarters of respondents report experiencing some emotional issues, such as feeling anxious, depressed or irritable during the past 4 weeks:
 - Slightly (29%)
 - Moderately (25%)
 - Quite a lot (18%)
 - Extremely (4%)
- Respondents from the age groups of 45 and older reported slightly higher levels of emotional issues.

Mental Health + Wellbeing

- The majority of respondents (73.4%) reported being able to work or carry out normal activities over the previous 30 days.
 - For those who felt they could not, most (83%) did not contact their doctor.
- 20% of respondents report drinking more than usual.
- The majority of respondents (55%) report they are exercising the same amount.
- Sixty percent (60%) of respondents report cooking more than usual and significantly more than usual.

Isolation

33



- Since the stay-at-home order went into effect, almost half of respondents (46%) reported feeling isolated some of the time.
- Those reporting feeling isolated are predominantly 45 years and older.

Connecting to Services

- Most respondents (89%) report they are not accessing social or community services.
- The following data applies to the 11% of respondents who reported accessing social or community services.
- The age groups that reported utilizing these services most frequently are those over the age of 55.
- Those with yearly incomes under \$49,999 report using social or community services at slightly higher rates than other income brackets.

Connecting to Services

35

Of the 251 respondents who reported accessing help from the listed agencies, here's who they reported working with:

- ◆ Soup Kitchen (SKIP) (31%)
- ◆ Outer Cape Health Services (26%)
- ◆ ASGCC (14%)
- ◆ COA/Senior Center (14%)
- ◆ Provincetown Food Pantry at the Methodist Church (13%)
- ◆ Crop Swap (12%)
- ◆ Unitarian Universalist Meeting House (12%)
- ◆ St. Mary's of the Harbor (9%)
- ◆ Homeless Prevention Council (5%)
- ◆ Helping our Women (5%)
- ◆ Provincetown Methodist Church (4%)
- ◆ Mobile food pantry (4%)
- ◆ St Vincent DePaul (2%)
- ◆ Gosnold (.8%)
- ◆ ASGCC Drop-in Center (.8%)
- ◆ Grace Chapel (Wellfleet) (.4%)
- ◆ St. Peter the Apostle Catholic Church (.4%)
- ◆ Chapel on the Pond (Truro) (0%)

QUESTION 48-49

Additional Needs

The survey asked respondents to report additional needs they have that are not currently being met. Below are some of the answers.

- Healthier foods
- Rent assistance
- Toiletries
- Someone to run errands
- Housing
- Hugs
- Section 8 housing
- Help with utility bills
- Human contact
- Singing with others

Priorities

37

QUESTION 52

- Just over three-quarters (77%) of survey respondents report that the priority of local government should be doing everything possible to prevent the coronavirus from spreading and keep people from getting sick and dying.
- Some respondents (12%) felt that the priority should be doing everything possible to keep the economy strong and avoid a recession, while eleven percent (11%) didn't know.

Reopening

- ↓ A majority of respondents (53% - 65%) indicated the Town will be ready this summer (either June or July/August) for the following groups of people:
 - ↓ Day trippers
 - ↓ Weekend visitors
 - ↓ Weeklong visitors
 - ↓ Summer-long visitors
 - ↓ Domestic summer workers
- ↓ Most respondents (74%) report that they would prefer that cruise ship visitors return after there is a vaccine for COVID-19.
- ↓ Close to half of respondents (44%) report preferring that international summer workers to return after there is a vaccine.

Reopening

39

QUESTION 56

Respondents reported feeling comfortable with a partial reopening* sometime this summer for the following types of businesses:

- Beaches / parks (67%)
- Retail businesses (58%)
- Galleries / museums (57%)
- Salons / spas / tattoo parlors (53%)
- Restaurants (51%)
- Hotels / guest houses (51%)
- Short term rentals (48%)
- Whale watches (47%)
- Gyms / yoga studios (40%)
- Bars / nightclubs (35%)

Town Services

- Around two-thirds (65%) of respondents support limiting the availability of parking in Provincetown to control the number of visitors during COVID-19.
 - Approximately 17% of respondents commute to work in Provincetown.
- Respondents were split on the issue of limiting public restroom access to control visitor numbers.



Internet Access

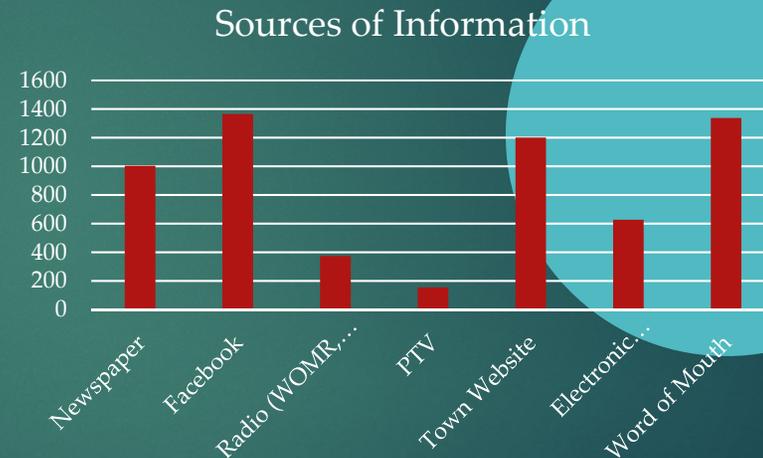
While most respondents (80%) indicated they have internet access at home, 12% of those who make under \$15,000 a year reported they do not have internet access at home.

All other income groups reported less than 1% had no internet access at home.

Media Sources

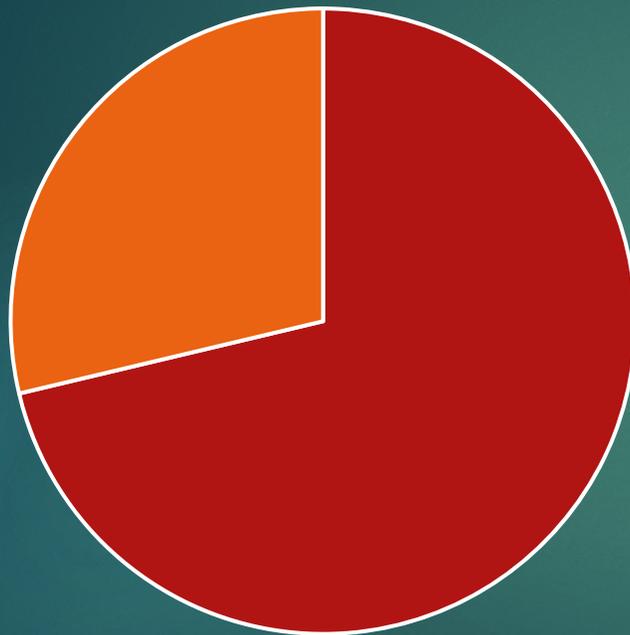
42

- Most survey respondents reported finding out about news through Facebook and word of mouth
- Respondents also reported finding information on the Town's website and the newspaper



QUESTION 64

Are you signed up for the
Provincetown alert system?



■ Yes ■ No

Alert System

Most respondents are signed
up for the alert system

Questions?





**Provincetown Select Board
AGENDA ACTION REQUEST
Thursday, May 28, 2020**

3

CONT. DISCUSSION ON POLICY OPTIONS

Presentation of Staff Recommendations

Requested by: Town Manager Robin Craver

Action Sought: Discussion/Approve

Proposed Motion(s)

Discussion Dependent/Votes May Occur

Additional Information

Topics to be discussed

Joint Select Board / Board of Health Joint Emergency Order

Discussion includes:

1. Social Distancing
2. Enhancement of Town Properties
3. Social Services
4. Messaging and Communication
5. Support and refer to regulator Boards regulation relief.

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<i>Motion</i>	<i>Second</i>	<i>Yea</i>	<i>Nay</i>	<i>Abstain</i>	<i>Disposition</i>

**TOWN OF PROVINCETOWN
SELECT BOARD AND BOARD OF HEALTH**

**JOINT EMERGENCY RULE AND ORDER IMPOSING CERTAIN MEASURES TO
PREVENT THE SPREAD OF
COVID -19 WITHIN THE TOWN**

In accordance with the authority under G.L. c 111, §§ 31, 122, and 95 through 105, and any other applicable law, the Provincetown Select Board and the Provincetown Board of Health hereby issues the following Joint Order:

1. The intent of this Order is to impose measures to address the expected significant increase in people residing in or visiting the Town of Provincetown during the summer season. The Board of Health has estimated that the Town's year round population, which is approximately 3,000, may increase on any given day during the summer season to between 35,000 and 40,000. The extreme population density within the Town during the summer months presents challenges with regard to ensuring the safety of Town residents as well as visitors during the State of Emergency declared by the Governor and the Town due to the ongoing COVID – 19 pandemic. The unique circumstances of the Town requires local measures that may be more stringent than the Governor's emergency orders in order to protect public health and safety because the requirements for social distancing to minimize the inherent risk of COVID-19, a highly contagious disease, are not feasible in many areas of the Town including walking on Commercial Street and other streets within the Town especially during the summer season.
2. All provisions of this Order should be interpreted to effectuate this intent. Failure to comply with any of the provisions of this Order is deemed to constitute an imminent threat to public health.
3. This Order incorporates by reference all prior Orders of the Select Board and Board of Health, the provisions of which shall remain in effect unless they are in conflict with this Order, in which case the provisions of this Order shall take precedence.
4. This Order incorporates by reference the Declaration of Emergency issued by Governor Baker on March 10, 2020, and all subsequent orders, guidelines, and regulations issued by the Commonwealth relative to the COVID-19 State of Emergency, whether now in effect or issued in the future, and said orders, guidelines and regulations shall be enforced in the same manner as a regulation of the Board of Health.
5. This Order shall remain in effect until this Order is amended or rescinded by the Town.
6. This Order acknowledges that many of the measures contained herein affecting businesses and other activities are currently not allowed under the Governor's COVID-19

Order No. 33 and related regulations and guidelines. Nevertheless, this Order is intended to provide residents, visitors, and businesses with some degree of certainty and predictability regarding local measures, which may apply in future phases of the Governor's Re-Opening Plan, depending on present public health conditions and the containment of COVID-19.

7. To the extent that any provisions of this Order imposes requirements or restrictions that are different from those imposed by the Governor or state agencies, the provisions that are most protective of public health shall prevail.

Outdoor Dining and Outdoor Display of Merchandise:

It is hereby ordered that restaurants with food permits authorizing the service of food for consumption on the premises shall hereinafter be authorized to expand their premises to accommodate outdoor dining on decks or in parking lots, subject to the following requirements:

1. Restaurants with permits that have designated outdoor areas may continue to use those areas and are not subject to the requirements of this Order.
2. Permit holders wishing to expand their premises to include outdoor dining areas, shall make written application to the Board of Health and shall receive the approval of the Board or its authorized agent prior to using any outdoor dining space.
3. The application shall include a plan showing the location of the proposed dining area, the size of the dining area, the number of seats and tables that will be located in the dining area, and any other information required by the Board or its agent. Handicapped parking spaces may not be utilized for outdoor dining. The expansion of outside dining onto Town-owned beaches is subject to approval by the Board of Health and the Select Board. Expansion of dining on to private beaches is subject to approval of the beach owner and the Board of Health.
4. Approval to use an outdoor dining area shall not result in an increase in the number of seats authorized for the premises; such that the number of seats permitted inside the establishment shall be reduced by the number of seats allowed outside the establishment.
5. The permit holder shall demonstrate a legal right of access to the proposed outdoor space, either through ownership, lease or written permission of the owner. Under no circumstances shall outdoor dining be allowed on any public sidewalk, within the Town's public right of way or on any other Town-owned property, unless approved by the Select Board, in writing.
6. The permit holder may request approvals from the Board of Appeals, and/or the Building Department to extend restaurant seating areas to outside areas. The revised seating plan must be approved by the Building Department. The Board of Health and the Select Board

recommend that such approvals be granted, unless the proposed outdoor seating plan constitutes a danger to public health, safety, or welfare.

7. If the establishment intends to serve alcohol in the outdoor area, the permit holder shall apply for and receive approval of an alteration of premises from the Licensing Board and the ABCC, as may be applicable.
8. If the establishment intends to use the outdoor area for entertainment, the permit holder shall obtain a permit from the Licensing Board.
9. The outdoor area shall physically abut the primary premises, such that wait staff and patrons shall not have to cross streets, private property or parking lots to access the outdoor area.
10. The outdoor area shall be physically designated with ropes, fencing or other barriers and no space outside the designate area shall be used for dining purposes.
11. The permit holder shall comply with and enforce all rules, orders and guidance of the Governor, the Department of Public Health and the Town of Provincetown Board of Health relative to COVID-19 safety measures, including but not limited to, workplace safety requirements, gathering size limits, physical distancing, and face covering requirements.
12. The permit holder shall be solely responsible for sanitizing the tables and chairs after each use, cleaning the outdoor area and securing tables, chairs and equipment when the area is not in use.
13. All other regulations and permit conditions, including hours of operation, shall remain in effect, and the outdoor areas shall be subject to inspection by agents of the Board of Health.
14. The Board of Health reserves the right to impose additional requirements on a case-by-case basis as may be necessary to protect public health, safety and welfare.
15. Food Trucks and the outdoor dispensing of food at hotels located out of the center of Town, as determined by the Board of Health, are not allowed.
16. The outdoor display of merchandize shall be permitted subject to approval of the Building Department, but may not encroach into the public way.

Cruise Ships and Excursion Marine Vessels:

In light of the significant risk caused by an influx of visitors to the Town caused by these activities which will make social distancing more difficult to achieve, the use of any docking facilities within the Town by cruise ships, whale watching, dinner or sightseeing cruises, deep sea fishing excursions, gambling cruises, or other vessels for hire shall not be permitted except with the approval of the Board of Health, after consultation with the Harbormaster and the

Provincetown Public Pier Corporation. This prohibition does not apply to scheduled ferry service, which is considered an integral part of the Town's transportation infrastructure.

Bus Tours:

For the same reasons, leisure bus tours or other vehicles for hire services that are designed to transport ten people or more are not allowed to disembark passengers anywhere within the Town or park tour buses or other vehicles in any Town parking areas except with the approval of the Board of Health, in consultation with the Tourism Board and the Cape Cod Chamber of Commerce. This prohibition shall not apply to regularly scheduled passenger bus service, which are also considered an integral part of the Town's transportation infrastructure.

Street Performers:

Street performers must be duly licensed by the Town and are required to wear a mask or other face covering while performing as provided for in this Order. Licensed street performers shall be permitted to perform only within certain designated zones and during the hours as laid out in Town Bylaw 9-4 Street performers. It is the intent of this prohibition that street performers have the right to exercise freedom of speech subject only to reasonable time place and manner restrictions, and are designed to protect public health, safety and welfare. The Board of Health reserves the right to issue further orders in this regard should the Board determine that the ability to social distance is not possible during performances.

Mask Order:

The Governor's mask order is hereby extended to require the wearing of a mask or other mouth covering anywhere within the Town at all times when a person is outside or in a building other than a person's residence. There is no social distancing exception to this requirement.

Alternative version proposed by the Board of Health:

The Governor's mask order continues to be extended to require the wearing of a mask or other cloth face covering over the nose and mouth when along the public way on Commercial Street between Bangs Street and Pleasant Street from the hours of 9 AM until 9 PM. This order does not apply to children under the age of 2 or any person who is unable to wear a mask or face covering due to a medical condition or is otherwise exempted by the Department of Public Health guidance. Persons not able to wear a mask due to a medical condition are not required to produce documentation of the condition.

Public or Semi-public showers:

No gym, marina, campground, or other facility providing public or semi-public showers, saunas, hot tubs, swimming pools or steam rooms may operate without the approval of the Board of Health and in accordance with any safety standards established by the Board of Health.

Indoor Entertainment:

Live indoor entertainment, including cabarets and other live performances, which would otherwise require an entertainment license by the Licensing Board is hereby prohibited.

Shared Bathrooms:

No guesthouse or other lodging houses may provide for the shared use of bathrooms by persons who are not related to each other, without the approval of the Board of Health.

Food Buffets:

Food buffets and/or any kind of self-service of any food that is not pre-packaged, including self-serve coffee soft drinks, and water dispensing areas, are not allowed to operate.

Outdoor Areas of Restaurants or Bars

Smoking in outside restaurant areas or bar areas is prohibited.

Use of Town Property – Improvements to Town Hall Property

As the custodial board of Town property, the Select Board will make certain properties available for use by members of the public for the consumption of take-out meals by installing picnic tables, and sanitation and hand washing stations. Said outdoor areas shall be subject to such reasonable rules and regulations as the Select Board deem necessary and shall be available on a first-come, first-serve basis. Pursuant to the authority of the Select Board over public ways and authority to enact traffic regulations, the Select Board will temporarily remove parking spaces on Ryder Street to promote social distancing and pedestrian movement. The Select Board will permit the expansion of the Farmer's Market and the Sunday Vendor's Market onto the Town Hall lawn.

Closing of Commercial Street to Vehicular Traffic:

Commercial Street between Standish Street and Court Street will be closed to vehicular traffic between the hours of 6:00 PM and 10:00 PM, on Thursdays, Fridays, Saturdays and Sundays, beginning on effective date of this Order, subject to the following:

- a. Government officials vehicles, including but not limited to emergency and safety vehicles, and package and essential service delivery services including grocery and pharmacy deliveries are allowed;
- b. Bicycles must be "walked."
- c. Taxi stands will be moved to adjacent areas.
- d. No seating or display of merchandize is allowed within the public way.
- e. The queue of crowds that extends into the public way must be monitored and controlled by the business to maintain social distancing requirements and orderly behavior of persons waiting to enter the business.
- f. Enforcement of these requirements will include ticketing and towing.

East End Gallery Stroll:

In order to promote social distancing, parking will be prohibited in the East End during Gallery Strolls on Friday evening from 6:00 PM to 10:00 through Labor Day.

Firehouse No. 3:

Firehouse No. 3 will be supplied with masks and other sanitary products that will be available to the public as supplies last. The Town's ambassador program volunteers will be available to monitor and assist residents and visitors.

Enforcement:

1. Copies of this Order and any other notices required by this Order shall promptly be: (1) made available at the Provincetown Hall; (2) posted on the Town Website; and (3) provided to any member of the public requesting a copy of this Order; and (4) a summary of which shall be published in the Cape Cod Times, Provincetown Banner, and the Provincetown Independent.
2. If any provision of this order or the application thereof to any person or circumstance is held to be invalid, the remainder of the Order, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of this Order are severable.
3. Whoever violates any provision of this Order may be penalized by indictment or on complaint brought in the district court. Except as may be otherwise provided by law and as the district court may see fit to impose, the maximum penalty for each violation or offense shall be one thousand dollars (\$1,000). Each day or portion thereof shall

constitute a separate offense. If more than one, each condition violated shall constitute a separate offense. The Board of Health and/or the Select Board may seek to enjoin violations thereof through any lawful process, and the election of one remedy by the Board of Health shall not preclude enforcement through any other lawful means.

4. The Provincetown Health Director, Assistant Health Officer, Agent of the Board of Health, and/or any Police Officer of the Town of Provincetown may enforce this Order as a regulation of the Board of Health.
5. Whoever violates any provision of this Order may be penalized by a noncriminal disposition process as provided in Massachusetts General Laws, Chapter 40, section 21D and the Town's non-criminal disposition by-law.
6. If non-criminal disposition is elected, then any person who violates any provision of this Regulation and Order shall be subject to a penalty in the amount of one hundred dollars (\$100) for the first offense; two hundred dollars (\$200) for the second offense; and three hundred dollars (\$300) for a third and subsequent offense. Each day or portion thereof shall constitute a separate offense. If more than one, each condition violated shall constitute a separate offense.
7. Notwithstanding the foregoing, agents and officers are encouraged to educate offenders and to exercise their judgment on a case-by-case basis, and they may issue verbal or written warnings prior to determining that an offense has occurred.

So Ordered by the Provincetown Board of Health on this ____ day of ____, 2020

So Ordered by the Provincetown Select Board on this ____ day of _____, 2020

DRAFT

3. Continued Discussion on Policy Options: Recommendations

Joint Select Board and Board of Health Emergency Order

Continued Discussion on Policy Options: Recommendations

Social Distancing

Enhancement of Town Properties

Social Services

Support and refer to regulatory boards
regulation relief.

Social Distancing

- Commercial Street
 - Standish Street to Court Street – 6 pm till 10 pm, Thursday – Sunday; to be reevaluated prior to June 30th
 - Limitations:
 - Allow emergency vehicles, and Fed Ex / UPS deliveries.
 - Bikes to be ‘walked’ in same stretch.
 - Move taxi stands to adjacent areas
 - No seating or display of merchandise within the roadway.
 - Any queue of crowds that extends into the public way must be monitored and controlled by the business to maintain social distancing and orderly behavior of those waiting.
 - Enforcement will include ticketing and towing.

Social Distancing

- East End Gallery Walk
 - Parking ban to accommodate Friday Night Gallery Strolls from Bangs Street to Johnson Street.
 - Friday nights June (or when allowed to open in Phase 2) thru Labor Day 6 pm to 10 pm.

Questions and Comments



Enhancement of Town Properties

- Fire House #3 to handout masks and educational materials.
- “Ambassador Program” to monitor and assist.
- Remove parking spaces from Ryder Street to allow for greater pedestrian movements and social distancing.
- Farmer’s Market to extend onto the lawn of Town Hall
- Sunday vendors market
- Add picnic tables and public hand washing and hand sanitizing stations for the public
 - Waterfront Park (Former Hall Property), Johnson Street Parking Lot , Ryder Street Beach East and Court Street Landing

Questions and Comments



Social Services

- Provide funding to Health Department to create an education campaign focused on the theme
- Release emergency funding to Health Department, and unfreeze current restrictions, to allow for emergency assistance
- Task the Town Manager to create an Equity & Inclusion working group to outline an action agenda for outreach and engagement with the Jamaican, Latinx, and other marginalized communities that live or work in Provincetown, or own businesses serving Provincetown

Questions and Comments



Support and Refer to Regulatory Boards regulation Relief

- Seating area requirements
 - Businesses will file an altered layout plan to be approved by staff
 - Must remain on property footprint and not encroach on the public way
 - No increase in overall seating
 - Allow businesses to expand into parking areas (excludes Handicapped Spaces)
 - Expansion onto beach areas considered on a case by case basis
 - Maximize Outdoor dining areas pending fair weather.

Support and Refer to Regulatory Boards regulation Relief

- Outdoor display of merchandise
 - Relaxation of regulations relating to the outdoor display of merchandise similar to that permitted during the Monumental Yard Sale Weekend.
 - Work with regulatory boards to facilitate.
 - Area of display and types of product must be approved by town staff
 - Must remain on property footprint and not encroach in public way

Support and Refer to Regulatory Boards regulation Relief

- Limitations on temporary structure or temporary use restrictions
- Dimensional schedule / setback requirements
- Parking requirements allowing expansion into parking lot
- Signage restrictions
- Tent, awnings and temporary coverings

Questions and Comments





**Provincetown Select Board
AGENDA ACTION REQUEST
Thursday, May 28, 2020**

4

PUBLIC HEALTH WORKING GROUP

Presentation of Staff Recommendations

Requested by: Town Manager Robin Craver

Action Sought: Discussion/Approve

Proposed Motion(s)

Discussion Dependent/Votes May Occur

Additional Information

Topics to be discussed

1. Large attractions
2. Cruise ships (in consultation with the Harbormaster/Pier Corp)
3. Bus tours (in consultation with Tourism/Cape Cod Chamber)
4. Street performers/buskers
5. Public or semi-public showers, saunas, or steam rooms
6. Indoor entertainment including cabarets, performances, etc.
7. Shared bathrooms in accommodations (except for groups who sheltered together)
8. Food buffets or drink self-service (including coffee)
9. Licensed outdoor smoking areas of restaurants and bars

To listen in this meeting, dial (833) 579-7589.

**When prompted, enter the following Conference ID number:
787 444 930 (only available on night of meeting)**

Board Action

<i>Motion</i>	<i>Second</i>	<i>Yea</i>	<i>Nay</i>	<i>Abstain</i>	<i>Disposition</i>

4. Consideration of Joint Order on Public Health Working Group Recommendations

- Large attractions
- Cruise ships
- Bus tours
- Street performers/buskers
- Public or semi-public showers, saunas, or steam rooms

Consideration of Joint Order on Public Health Working Group Recommendations

- Indoor entertainment including cabarets, performances, etc.
- Shared bathrooms in accommodations (except for groups who sheltered together)
- Food buffets or drink self-service (including coffee)
- Licensed outdoor smoking areas of restaurants and bars

Questions and Comments





**Provincetown Select Board
AGENDA ACTION REQUEST
Thursday, May 28, 2020**



RECONSIDERATION OF MAY 4TH VOTE

Mask Mandate

Requested by: Town Manager Robin Craver

Action Sought: Discussion/Approve

Proposed Motion(s)

Discussion Dependent/Votes May Occur

Additional Information

1. The Select Board voted on May 4th.

Move that the Select Board vote to adopt the Governor's face covering order and add "any member of the public not covered under the Governor's Order utilizing Commercial Street from Bangs Street to Pleasant Street between 9 am and 9 pm must wear a face covering over their nose and mouth and must exercise social distancing in accordance with the CDC guidelines and shall remain in effect until rescinded."

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When prompted, enter the following Conference ID number: 787 444 930 (only available on night of meeting)

Board Action

<i>Motion</i>	<i>Second</i>	<i>Yea</i>	<i>Nay</i>	<i>Abstain</i>	<i>Disposition</i>

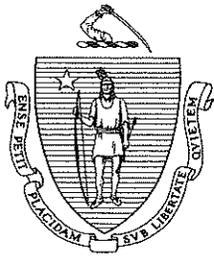
5. Reconsideration of May 4th Mask Mandate

- Select Board Voted May 4th, 2020

Move that the Select Board vote to adopt the Governor's face covering order and add "any member of the public not covered under the Governor's Order utilizing Commercial Street from Bangs Street to Pleasant Street between 9 am and 9 pm must wear a face covering over their nose and mouth and must exercise social distancing in accordance with the CDC guidelines and shall remain in effect until rescinded."

Questions and Comments





OFFICE OF THE GOVERNOR
COMMONWEALTH OF MASSACHUSETTS
STATE HOUSE • BOSTON, MA 02133
(617) 725-4000

CHARLES D. BAKER
GOVERNOR

KARYN E. POLITO
LIEUTENANT GOVERNOR

ORDER REQUIRING FACE COVERINGS IN PUBLIC PLACES WHERE SOCIAL DISTANCING IS NOT POSSIBLE

COVID-19 Order No. 31

WHEREAS, on March 10, 2020, I, Charles D. Baker, Governor of the Commonwealth of Massachusetts, acting pursuant to the powers provided by Chapter 639 of the Acts of 1950 and Section 2A of Chapter 17 of the General Laws, declared that there now exists in the Commonwealth of Massachusetts a state of emergency due to the outbreak of the 2019 novel Coronavirus (“COVID-19”);

WHEREAS, on March 11, 2020, the COVID-19 outbreak was characterized as a pandemic by the World Health Organization;

WHEREAS, the Federal Centers for Disease Control have determined that COVID-19 is spread mainly by person to person contact and that the best means of slowing the spread of the virus is through practicing social distancing and by minimizing personal contact with environments where the virus may be spread;

WHEREAS, the Department of Public Health continues to urge all residents of the Commonwealth to limit activities outside of the home and to practice social distancing at all times to limit the spread of this highly contagious and potentially deadly virus;

WHEREAS, public health experts have determined that it is possible for an infected individual to transmit COVID-19 even when the individual does not exhibit symptoms of the virus;

WHEREAS, the Centers for Disease Control and Department of Public Health have advised individuals to wear cloth face coverings when they are out of the home and may be in close proximity to others in order to prevent transmission of this highly contagious virus;

WHEREAS, the number of confirmed cases of COVID-19 continues to rise in the Commonwealth. As of April 30, 2020, the Department of Public Health had reported 62,205 cases of COVID-19, including 3,562 deaths, with all counties across the Commonwealth affected;

WHEREAS, the eventual reopening of businesses and public places in the Commonwealth will require residents to continue to take precautions, including the wearing of masks or cloth face coverings; and

WHEREAS, sections 7, 8, and 8A of Chapter 639 of the Acts of 1950 authorize the Governor, during the effective period of a declared emergency, to exercise any and all authority over persons and property necessary or expedient for meeting a state of emergency, including but not limited to authority over assemblages and pedestrian travel in order to protect the health and safety of persons; transportation or travel; regulation of the sale of articles of food and household articles; and the policing, protection, and preservation of public and private property;

NOW, THEREFORE, I hereby Order the following:

Effective Wednesday, May 6, 2020, any person over age two who is in a place open to the public in the Commonwealth, whether indoor or outdoor, and is unable to or does not maintain a distance of approximately six feet from every other person shall cover their mouth and nose with a mask or cloth face covering, except where a person is unable to wear a mask or face covering due to a medical condition or the person is otherwise exempted by Department of Public Health guidance. A person who declines to wear a mask or cloth face covering because of a medical condition shall not be required to produce documentation verifying the condition. This requirement applies to all workers and customers of businesses and other organizations open to the public that are permitted to operate as COVID-19 Essential Businesses as defined in Appendix A of COVID-19 Order 13, as extended by COVID-19 Orders 21 and 30.

All persons are required to wear masks or cloth face coverings at all times when inside grocery stores, pharmacies, and other retail stores. All persons are also required to wear masks or cloth face coverings when providing or using the services of any taxi, car, livery, ride-sharing, or similar service or any means of mass public transit, or while within an enclosed or semi-enclosed transit stop or waiting area.

All persons are strongly discouraged from using medical-grade masks to meet the requirements of this Order, as medical-grade masks should be reserved for healthcare workers and first responders.

The Commissioner of Public Health is directed to issue guidance, subject to my approval, to implement the terms of this Order, which shall include guidance for the use of face coverings by children between the ages of two and five years old.

If a customer refuses to wear a mask or cloth face covering for non-medical reasons, a business may decline entry to the individual.

The Department of Public Health, local boards of health and authorized agents pursuant to G. L. c. 111, § 30 are authorized to enforce this Order and if necessary may do so with the assistance of State or municipal police. Violation of the terms of this Order or Department of Public Health Guidance may result in a civil fine of up to \$300 per violation, in the manner provided for non-criminal disposition of violations of municipal by-law, ordinance, rule, or regulation pursuant to G. L. c. 40, § 21D.

This Order is effective Wednesday, May 6, 2020, and shall remain in effect until rescinded or until the emergency is terminated, whichever happens first.

Given in Boston at 9:30AM this 1st day of
May, two thousand and twenty

A handwritten signature in black ink, appearing to read "Charles D. Baker". The signature is written in a cursive style with a horizontal line underneath it.

CHARLES D. BAKER
GOVERNOR
Commonwealth of Massachusetts



**Provincetown Select Board
AGENDA ACTION REQUEST
Thursday, May 28, 2020**

6

OTHER TOPICS RELATED TO COVID-19

Not reasonably anticipated when the agenda was posted.

Requested by: Town Manager Robin Craver

Action Sought: Discussion/Approve

Proposed Motion(s)

Discussion Dependent/Votes May Occur

Additional Information

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Board Action

<i>Motion</i>	<i>Second</i>	<i>Yea</i>	<i>Nay</i>	<i>Abstain</i>	<i>Disposition</i>

6. Other topics related to further Covid-19 orders

Questions and Comments

