



COVID-19 Public Health

**EXTENSION OF SUPPLEMENTAL ORDER - SOCIAL DISTANCING REQUIREMENTS
FOR STORES THAT SELL GROCERIES**

Issued: November 16, 2020

Effective Date: November 17, 2020 at 12:01 a.m.

Expiration Date: February 16, 2021 at 11:59 p.m.

Joseph Terry
Interim Public Health Director
Department of Public Health
Village of Oak Park

Pursuant to Village of Oak Park Resolution 20-120 dated March 13, 2020, the Oak Park Village Board declared an emergency affecting the public health due to the outbreak of the COVID-19 disease pursuant to Section 8-10-5 of the Illinois Municipal Code, 65 ILCS 5/8-10-5, and Sections 2-6-10, 2-27-9 and 20-1-6(Z) of the Oak Park Village Code through April 6, 2020. Said emergency was extended or reinstated as follows: (1) through May 5, 2020 by Village Resolution 20-124; through June 1, 2020 by Village Resolution 20-128 dated April 27, 2020; (2) reinstated on July 27, 2020 through September 14, 2020 by Village Resolution 20-184; and (3) reinstated on November 2, 2020 by Village Resolution 20-232 through February 16, 2021. Pursuant to these resolutions and Section 20-1-6(AB) of the Oak Park Village Code, which was adopted by the Village Board on May 28, 2020 by Ordinance 20-094, the Village's Public Health Director has the authority to make "reasonable rules, regulations and orders . . . as may from time to time be deemed necessary for the preservation and improvement of the public health and for the suppression of disease" through February 16, 2021.

SUPPLEMENTAL ORDER

1. On June 26, 2020, State of Illinois Governor JB Pritzker's issued Executive Order 2020-43 ("COVID-19 Executive Order No. 41"), which is in effect in the Village and has been extended by Governor Pritzker through November 14, 2020 per Executive Order 2020-71 (COVID-19 Executive Order No. 67"). Governor Pritzker's Executive Order No. 41 allows the resumption of certain activities "safely and conscientiously" that were previously prohibited by his executive orders due to the outbreak of COVID-19 disease in the State of Illinois.
2. Governor Pritzker's Order provides that local governments may adopt "provisions that are stricter" than those contained in his Order. COVID-19 Executive Order No. 41 at Section 7.
3. Pursuant to my authority as the Village's Interim Public Health Director set forth above, I have determined to issue this Supplemental Order with regard to stores that sell groceries (hereinafter referred to as "stores") due to the outbreak of COVID-19 disease in the Village of Oak Park

("Village") in order to implement the social distancing requirements set forth in Governor Pritzker's executive orders set forth above.

4. Stores must post a sign(s) at their entrance(s) and throughout their stores alerting customers that customers and employees must maintain at least six-foot social distancing from other individuals.
5. Stores must announce the social distancing requirement set forth in Section 4 above through their public address systems if applicable throughout the hours a store is open for customers.
6. Stores must set up floor markers in their stores that designate the six-foot social distance customers must keep from each other while waiting to check out and pay for their items.
7. Stores must have designated employee(s) regularly walk the floor to ensure that customers are following the social distancing requirement set forth above and provide guidance and direction as necessary.
8. Stores must stagger the number of customers in their store at one time to allow for the social distancing requirements set forth above to be met.
9. Stores must control the flow of shoppers through their stores by use of one-way aisles to reduce the frequency of customers crossing paths.
10. Stores must place shield guards in front of cashiers and/or baggers that may not have the ability to meet the social distancing requirements when serving customers.
11. Retail grocery stores may permit customers to bring reusable bags into stores, if stores place readily accessible hand sanitation stations with alcohol-based sanitizers that contain 60% alcohol and/or disinfecting wipes near the store's check-out area.
12. Stores shall encourage the use online delivery or curbside pickup capabilities for customers if a store provide such service(s).
13. Stores shall encourage the use of self-checkout lanes by customers if a store has such lanes so as to reduce the interaction between employees and consumers and also reduce the handling of money between consumers and employees.
14. Stores shall encourage the use of cashless purchases to reduce the danger of transmission through cash.
15. Stores are prohibited from offering self-service prepared foods, including hot bars, cold bars, and buffets.
16. Stores are prohibited from offering product sampling or tastings.

17. Store employees who have symptoms (fever or chills, cough, shortness of breath or difficulty breathing, fatigue, muscle or body aches, new loss of taste or smell, sore throat, congestion or running nose, nausea or vomiting and/or diarrhea) should notify their supervisor and are required to stay home and not report to work. Sick employees must follow the Centers for Disease Control and Prevention (“CDC”) steps as set forth at <https://www.cdc.gov/coronavirus/2019-ncov/if-you-are-sick/steps-when-sick.html>, which is also incorporated herein by reference. Employees shall not return to work until the criteria to discontinue home isolation are met as set forth in the CDC web link, <https://www.cdc.gov/coronavirus/2019-ncov/hcp/disposition-in-home-patients.html> in consultation with their healthcare providers, the Illinois Department of Public Health and the Village of Oak Park Public Health Department.

18. The Village shall post a COVID-19 customer occupancy limit at each store subject to this Order to limit the number of customers in a store at one time. The occupancy limit shall be based upon the sales floor square footage and the social distancing requirements set forth herein.

19. All customers waiting to enter a store must use a grocery shopping cart between each customer in order to maintain the social distance requirement herein between customers. The grocery shopping cart should be continued to be used by the same customer while the customer shops in a store if possible.

20. Grocery stores shall use necessary sanitizers and disinfectants that meet EPA criteria against SARS-CoV-2 per label instructions to clean and disinfect the facility during hours of operation and assure that staff is trained to use them properly.

21. Clean and disinfect common areas (e.g., restrooms, cafeterias), high-touch areas and equipment (e.g. door knobs, display cases, equipment handles, check-out counters, order kiosks, tables & chairs) more frequently; every hour recommended for high-traffic areas.

22. Create and implement an enhanced cleaning/sanitizing schedule for all food contact surfaces, and cleaning/disinfecting of non-food contact surfaces; if practical, have designated staff member that is responsible for cleaning.

23. I recommend that stores have designated special hours for the elderly (over age 60), pregnant women and those with compromised immune systems to lessen their exposure to large crowds and possible exposure to COVID-19 as also recommended by the State of Illinois.

24. Grocery stores must follow all applicable provisions of the Illinois Department of Commerce & Economic Opportunity Phase 4 Retail Guidelines: <https://dceocovid19resources.com/restore-illinois/restore-illinois-phase-4/retail/>.

25. Nothing contained in this Order is intended to, or shall operate to, supersede any applicable State or federal law, order or rule, and to the extent of any conflict, such State or federal law, order or rule shall be applicable.

26. If any provision of this Order or its application to any person or circumstance is held to be invalid, then 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.

27. A store's failure to comply with the Order may result in one or all of the following: (1) a charge of Reckless Conduct brought against it pursuant to Section 12-5 of the Illinois Criminal Code, 720 ILCS 5/12-5, which is a Class A misdemeanor which may result in a sentence of imprisonment up to one year and/or a fine of not less than \$75 not to exceed \$2,500; (2) the rescission of licenses necessary to operate a business if applicable (e.g., business license and/or liquor license); (3) an order of closure issued by the Village's Public Health Department; or (4) civil liability.

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