

**ORDINANCE NO. 24, 2020 SERIES**

**AN ORDINANCE AMENDING SECTION 131.05 OF THE CITY OF FRANKFORT CODE OF ORDINANCES  
REGARDING WEARING HOODS AND MASKS**

WHEREAS, the 2020 COVID-19 global pandemic has underscored the importance of and need for wearing masks during certain circumstances to protect against the spread of disease and achieve other health-related objectives; and

WHEREAS, the City wishes to amend its ordinance governing mask-wearing in public places to account for masks worn for health and medical-related reasons;

NOW THEREFORE, BE IT ORDAINED by the Board of Commissioners of the City of Frankfort, Kentucky that Section 131.05 of the City of Frankfort Code of Ordinances is hereby amended as follows:

**§131.05 WEARING HOODS OR MASKS.**

(A) For the purpose of this section, the following definition shall apply unless the context clearly indicates or requires a different meaning.

**PUBLIC PLACE.** A place to which the public or a substantial group of persons has access and includes, but is not limited to highways, transportation facilities, schools, places of amusements, parks, places of business, playgrounds and hallways, lobbies and other portions of apartment houses and hotels not constituting rooms or apartments designed for actual residence.

(B) No person shall, while wearing any hood, mask or device whereby a substantial portion of the face is hidden or covered so as to conceal the identity of the wearer, enter, be or appear in any public place within the city.

(C) The following are exempted from the provisions of division (B) above:

- (1) Any person under 16 years of age;
- (2) Any person using masks in theatrical productions including use in Mardi Gras celebrations and masquerade balls;
- (3) Any person lawfully engaged in trades or employment or in a sporting activity where a mask or facial covering is worn for the purpose of ensuring the physical safety and physical protection of the wearer or because of the nature of the occupation, trade or professional or sporting activity;
- (4) Any person wearing a gas mask in drills, exercises or emergencies; and
- (5) Any person wearing a mask for health or medical reasons, including but not limited to during a public health emergency for which masks are required or recommended.

First reading on the 23 day of November, 2020.

Final adoption on the 21 day of December, 2020.

S/William I. May, Jr.  
T/Mayor

Attest:

S/Chermie Maxwell  
T/City Clerk

Summary: This ordinance amends Section 131.05 of the City of Frankfort Code of Ordinances restricting the wearing of masks and hoods to exempt any person wearing a mask for health or medical reasons, including but not limited to during a public health emergency for which masks are recommended or required.

S/Laura Milam Ross  
T/City Solicitor

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