BOARD OF HEALTH
IN AND FOR SOUTHEAST UTAH HEALTH DEPARTMENT
(CARBON COUNTY, EMERY COUNTY, GRAND COUNTY), STATE OF UTAH

In the matter of: COVID-19 Pandemic within Utah	**AMENDED PUBLIC HEALTH ORDER** Order No.: SEUHD2020-02 Date: March 31, 2020 Legal Authority: Utah Code §26A-1-114

On March 17, the Southeast Utah District Health Department issued a Public Health Order in response to the COVID-19 global pandemic. That Order was to expire after 30 calendar days, unless terminated earlier or renewed, with a review in 14 calendar days. Upon review, the Southeast Utah District Health Department issues this Amended Public Health Order.

Since the issuance of the Public Health Order, one positive case of coronavirus has been found within the boundaries of the Southeast Utah District Health Department. As of March 31, 2020, 887 positive cases have been identified within the State of Utah, and five persons have died of the illness.

On March 27, 2020, the Governor issued a Directive to the State of Utah, known as the "Stay Safe, Stay Home" directive, directing the citizens of the State of Utah to, among other things, stay at home as much possible, to work from home as much as possible, directing high-risk individuals to avoid attending any gatherings outside their household, and to avoid meetings of more than ten individuals.

The Local Health Officer finds that the pandemic continues to significantly affect the residents of the State of Utah, and that a significant risk of transmission of the virus continues to threaten the residents living within boundaries of the Southeast Utah District Health Department, and that the need for continuing restrictions and prohibitions remains as urgent as the date the Public Health Order was issued.

Since the issuance of the Public Health Order, the Local Health Officer has determined certain modifications and changes, which are included in the order below, strengthen and clarify the Order.

THEREFORE, pursuant to the authority granted to Bradon C. Bradford, MSPH, MPA, REHS, Southeast Utah District Health Department Officer by Utah Code Annotated section §26A-1-114(2)(a) the Public Health Order of March 17, 2020, is hereby AMENDED to provide as follows:

Section 1. **Restaurants, Bars, and Taverns.** All restaurants, cafes, coffee/tea shops, employee cafeterias, self-serve buffets, salad bars, unpackaged self-serve food services, banquet halls and facilities, supper clubs, bars, pubs, taverns, nightclubs, private liquor clubs, and saloons in Carbon, Emery, and Grand Counties shall immediately close to members, guests, patrons, customers, and the general public. Notwithstanding the foregoing, restaurants may operate on a limited basis subject to the following operational restrictions and prohibitions, so long as the restaurant notifies the SEUHD (the "Health Department") that it intends to operate on a limited basis hereunder and executes a memorandum of understanding with the Health Department agreeing to the following restrictions:

- A prohibition on all dine-in food service, whether inside or outside the establishment, and prohibition of admitting members, guests, patrons, and customers inside the establishment.

- Curbside take-out or drive-thru food service is permitted. Counter service may be permitted in an area not deemed high risk provided that the restaurant serves one customer at a time and the counter is sanitized in between transactions. Cash payments are strongly discouraged. Staff who take cash or credit card payments shall use cleansing measures between each transaction, including using any best practices issued by the Health Department. Where possible, on-line (e.g.; *Venmo, Squarecash, Googlepay*, and similar payment apps) and telephonic credit card transactions are highly encouraged. Staff who handle cash or credit cards shall not be involved in the preparation, handling, or delivery of food.

- Employees must take food items to the curb and give the items to members, guests, patrons, and customers through the car window.

- For hotel restaurants, food items may only be delivered as room service or curbside service as described above.

- Third party food delivery services (i.e. *Uber Eats, Door Dash*, etc.) are required to observe "no contact delivery" which means these services cannot have person to person contact. All employees of such services must not engage in any delivery services if they present any symptoms of illness (fever, cough, shortness of breath).

- Management shall and must ensure, on a daily basis, that no employee who presents symptoms of illness will be permitted to work.

Due to the evolving situation with the potential spread of the COVID-19 virus, violations of these operational restrictions shall result in the immediate closure of individual businesses and establishments to all business activity. Businesses found to be in violation will not be re-opened pending a rescission of this and any subsequent Public Health Order with respect to COVID-19.

Section 2. **Movie, Cinematic, and Live Performance Theatres and Venues.** All movie, cinematic, and live performance theatres, and all dance clubs, music clubs, discotheques and performance venues in Carbon, Emery, and Grand Counties shall be closed to members, guests, patrons, and the general public.

Section 3. **Overnight Lodging.** The Health Officer finds that a continuing restriction of camping and lodging at facilities, as defined below, within Carbon, Emery and Grand counties is essential to deter the spread of the COVID-19 virus. Accordingly, all overnight and short-term lodging facilities (including but not limited to hotels, motels, resorts, condominiums, townhomes, guest homes, RV parks, and all camps on public or private lands) within Carbon, Emery, and Grand Counties may only check-in, rent, or lease to Essential Visitors and Primary Residents. Essential Visitors and Primary Residents may utilize public lands for primitive camping purposes only in their county of Primary Residence. No camp shall be located within 50 yards of another camp and no camp shall consist of more than 10 people unless all are of the same immediate family.

An Essential Visitor is any individual renting lodging or camping for an amount of time less than 30 days for the purposes of work within Carbon, Emery, and Grand Counties, or for an employer within the boundaries of Carbon, Emery, and Grand Counties, and their spouse and dependents. Primary Residents are any individuals renting lodging for periods of 30 days or greater, or who are permanent residents of the County in which they are seeking lodging. All communal pools, hot tubs, locker rooms, saunas, steam rooms, fitness centers, gyms, and spas shall be closed to members, guests, patrons, and the general public. For Essential Visitors and Primary Residents, management shall implement social distancing measures in lobbies and communal areas of the establishment, including lines for front desk and concierge, and cleansing measures between each transaction for staff who have to handle cash and credit cards at check-in. Management shall post signage approved by the Health Department which advises members, guests and patrons of COVID-19 protocols.

Hotels, motels, RV parks and campgrounds may allow travelers to secure lodging for a period not to exceed a stay of one night in the event that out-of-state travelers seeking lodging are unaware of the overnight stay restriction, or are travelers who experience vehicle problems, are fatigued, ill, or are otherwise unable to further travel safely. Rooms secured for this purpose shall not be made available for online or phone reservation.

Section 4. **Public Gathering Places.** All museums, gyms, exercise studios, spas, fitness centers, health clubs, indoor recreational facilities, churches, and all entertainment venues,

including without limitation music performance venues, live stage performances, and lectures, located within Carbon, Emery, and Grand Counties shall be closed to members, guests, patrons, and the general public.

Section 5. **General Protocols for Businesses.** Effective immediately, all establishments shall comply with the following regulations:

- Implement social distancing (six feet) measures in communal areas of the establishment.

- Staff who have to take cash or credit cards shall use cleansing measures, including best practices issued by the CDC, between transactions. Cash transactions are discouraged, but not prohibited.

- Management must ensure, on a daily basis, that no employee who presents symptoms of illness will be permitted to work.

- Members, guests, patrons, or customers who present symptoms of illness shall be excluded from the establishment.

- Management shall post signage approved by the CDC which advises patrons of COVID-19 protocols.

Section 6. **Salons and spas.** Effective immediately, salons and spas shall be closed to the public, due to the physical impossibility of compliance with social distancing guidelines at these establishments. These include but are not limited to hair and beauty salons and parlors, barber shops, nail salons, day spas, electrolysis providers, waxing salons, eyebrow threading shops, tattoo parlors, body art establishments, massage establishments, and tanning facilities.

Section 7. **Building and Construction.** Effective immediately, the following restrictions and limitations shall apply to all commercial and residential building and construction work sites within the boundaries of the Southeast Utah Health District:

- Management shall instruct all employees to clean their hands often with an alcohol-based hand sanitizer that contains at least 60-95% alcohol, or wash their hands with soap and water for at least 20 seconds. Soap and water should be used preferentially if hands are visibly dirty.

- Management shall provide soap and water and/or alcohol-based hand rubs on the job site, and shall ensure that adequate supplies are maintained. Place hand rubs in multiple locations to encourage hand hygiene.

- Employees shall not congregate in lunch areas.

- Employees shall not share hand tools.

· Employees shall not share personal protection equipment ("PPE"). Sanitize reusable PPE per manufacturer's recommendation prior to each use. Ensure used PPE is disposed of properly.

· Employees shall utilize disposable gloves where appropriate. Management shall instruct employees to wash hands after removing gloves.

· Management shall disinfect reusable supplies and equipment.

· Management shall identify specific locations and practices for daily trash such as: paper, hand towels, food containers, etc. Instruct workers responsible for trash removal in proper PPE/hand washing practices.

· Management shall provide routine environmental cleaning (doorknobs, keyboards, counters, and other surfaces).

· Employees shall not use a common water cooler. Management shall provide individual water bottles or instruct employees to bring their own.

· Employees shall utilize shoe sanitation tubs (non-bleach sanitizer solution) prior to entering/leaving jobsite.

· Management shall instruct employees to change work clothes prior to arriving home; and to wash clothes in hot water with laundry sanitizer.

· If possible, Management shall not stack trades (authorizing multiple trades to work in same area at same time).

· Employees shall utilize disposable hand towels and no-touch trash receptacles.

· Management shall order additional/increased sanitation (disinfecting) of portable toilets Employees shall avoid cleaning techniques, such as using pressurized air or water sprays, that may result in the generation of bioaerosols.

- Management shall ensure, on a daily basis and at the beginning of each shift on the worksite, that no employee who presents any symptom of illness consistent with COVID-1`9 will be permitted to work. Employees who appear to have acute respiratory illness symptoms (i.e.,fever, cough, shortness of breath) upon arrival to work or who become sick during the day shall be separated from other employees and sent home immediately.

Section 8. **Mass Gathering Permits.** The SEUHD shall not approve any new mass gathering permits for the duration of this Order.

Section 9. **General Prohibitions.** Effective immediately, the following prohibitions shall apply throughout Carbon, Emery, and Grand Counties

- No public or private gatherings of over ten people who are not members of the same immediate family shall be held.

- Access to long-term care facilities shall be governed by the guidance issued by the Centers for Medicare and Medicaid Services, Center for Clinical Standards and Quality.

Section 10. **Travel Advisory.** SEUHD strongly advises all residents of Carbon, Emery, and Grand counties to strongly reconsider any recreational, leisure, or non-essential work-related travel that will take them outside of our communities. This advisory is an effort to slow the spread of COVID-19 throughout the state and decrease its impact on our local population.

Carbon, Emery, and Grand Counties are surrounded by virus activity, and one case has been found within the Districts. Additionally, SEUHD requests that visitors that are not here on essential business return to their home and non-essential visitors planning to come to Carbon, Emery, and Grand counties reconsider their plans and remain near their home.

Section 11. **Publication.** This Order shall be on file for public inspection with the SEUHD.

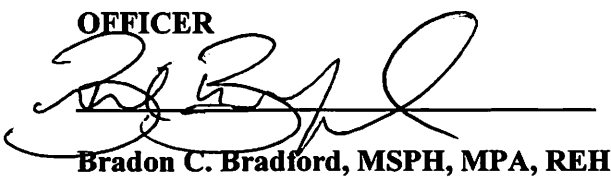
Section 12. **Duration.** This Order shall expire April 15, 2020, at 11:59 p.m., unless renewed after further review.

Section 13. **Appeal.** This Order may be appealed in writing to the SEUHD within ten (10) calendar days of its Effective Date.

Section 14. **Violations.** An initial violation of this Order is punishable as a Class B Misdemeanor. Subsequent violations are punishable as Class A Misdemeanors. Each day of violation constitutes a separate offense (Utah Code §26A-1-123(1)(a)). Notwithstanding the criminal penalties set forth herein, the purpose of this Order is to protect individuals' health and not to issue criminal citations. Discretion should be used in the citing and prosecution of violations of this Order.

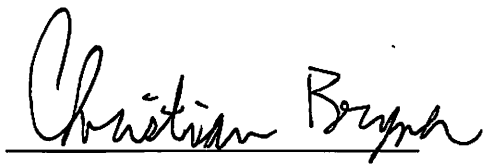
Effective Date: March 31, 2020

BY ORDER OF THE SOUTHEAST UTAH HEALTH DEPARTMENT HEALTH OFFICER



Bradon C. Bradford, MSPH, MPA, REHS - SEUHD Health Officer

Approved as to Form:



Christian Bryner, Attorney for SEUHD