

**ORDER OF THE COLUSA COUNTY PUBLIC HEALTH OFFICER RESTRICTING
ACTIVITIES IN RESPONSE TO COVID-19 OUTBREAK, WITH EXCEPTIONS AND
EXEMPTIONS, AS SPECIFIED**

(April 10, 2020)

IT IS HEREBY ORDERED THAT ALL INDIVIDUALS LIVING IN THE COUNTY REMAIN AT THEIR PLACE OF RESIDENCE EXCEPT THAT THEY MAY LEAVE TO PROVIDE OR RECEIVE CERTAIN SERVICES OR ENGAGE IN CERTAIN ACTIVITIES AND WORK FOR BUSINESSES AND GOVERNMENTAL SERVICES; EXEMPTING INDIVIDUALS EXPERIENCING HOMELESSNESS FROM THE ORDER BUT URGING THEM TO FIND EXISTING SHELTERS AND SEEK EXISTING PUBLIC SERVICES TO ADDRESS THEIR NEEDS; ORDERING ALL BUSINESSES AND GOVERNMENTAL AGENCIES TO CEASE NON-ESSENTIAL OPERATIONS AT PHYSICAL LOCATIONS IN THE COUNTY; PROHIBITING ALL NON-ESSENTIAL GATHERINGS OF ANY NUMBER OF INDIVIDUALS; AND ORDERING CESSATION OF ALL NON-ESSENTIAL TRAVEL

Please read this Order carefully. Violation of or failure to comply with this Order is a misdemeanor punishable by fine, imprisonment, or both. (California Health and Safety Code § 120295, et seq.; California Penal Code §§ 69, 148(a)(1); California Government Code § 8665)

UNDER THE AUTHORITY OF CALIFORNIA HEALTH AND SAFETY CODE SECTIONS 101040, 101085, AND 120175, THE HEALTH OFFICER OF THE COUNTY OF COLUSA (“Health Officer”) ORDERS:

1. This Order supersedes the March 20, 2020 Directive of the Health Officer directing all individuals living within Colusa County to remain at their place of residence. The Directive further directed all individuals to maintain social distancing of at least six feet from any other person when outside or when sharing a space.
2. The intent of this Order is to ensure that the maximum number of people self-isolate in their places of residence to the greatest extent feasible, while enabling essential services to continue, to slow the spread of COVID-19 to the utmost extent possible. When people need to leave their places of residence, whether to obtain or perform vital services, or to otherwise facilitate authorized activities necessary for continuity of social and commercial life as more fully identified in Section 13 below, they should at all times reasonably comply with Social Distancing Requirements as defined in Section 13 below. All provisions of this Order should be interpreted to effectuate this intent. Failure to comply with any of the provisions of this Order constitutes an imminent threat and menace to public health, constitutes a public nuisance, and is punishable by fine, imprisonment, or both.

3. All individuals currently living within Colusa County ("County ") are ordered to remain at their place of residence. To the extent individuals are using shared or outdoor spaces, they must, at all times as reasonably possible, maintain social distancing of at least six feet from any other person when they are outside their residence. All persons may leave their residences only for Essential Activities, Essential Governmental Functions, Essential Travel, or to operate Essential Businesses, all as defined in Section 13. Individuals experiencing homelessness are exempt from this Section, but are strongly urged to obtain shelter, and to seek existing public services to address their needs.
4. All businesses with a facility in the County, except Essential Businesses as defined below in Section 13, are directed to cease all activities at facilities located within the County except Minimum Basic Operations, as defined in Section 13. For clarity, all businesses may also continue operations consisting exclusively of employees or contractors performing activities at their own residences (i.e., working from home). All Essential Businesses are strongly encouraged to remain open. But Essential Businesses are directed to maximize the number of employees who work from home. Businesses that include an Essential Business component at their facilities alongside non-essential components must, to the extent feasible, scale down their operations to the Essential Business component only; provided, however, that mixed retail businesses that are otherwise allowed to operate under this Order may continue to stock and sell non-essential products. To the greatest extent feasible, Essential Businesses shall comply with Social Distancing Requirements as defined in Section 13 below, including, but not limited to, when any customers are standing in line.
5. All public and private gatherings of any number of people occurring outside a single household or living unit are prohibited, except for the limited purposes as expressly permitted in this Order. Nothing in this Order prohibits members of a single household or living unit from engaging in Essential Travel or Essential Activities together.
6. All travel, including, but not limited to, travel on foot, bicycle, scooter, motorcycle, automobile, or public transit, except Essential Travel and Essential Activities as defined below in Section 13, is prohibited. People may use public transit only for purposes of performing Essential Activities or to travel to and from work to operate Essential Businesses, maintain Essential Governmental Functions, or to perform Minimum Basic Operations at non-essential businesses. People riding on public transit must comply with Social Distancing Requirements as defined in Section_13 below, to the greatest extent feasible. This Order allows travel into or out of the County to perform Essential Activities, operate Essential Businesses, maintain Essential Governmental Functions or perform Minimum Basic Operations at non-essential businesses.

7. This Order is issued based on evidence of increasing occurrence of COVID-19 in the County and throughout the State of California, scientific evidence and best practices regarding the most effective approaches to slow the transmission of communicable diseases generally and COVID-19 specifically, and evidence that the age, condition, and health of a significant portion of the population of the County places it at risk for serious health complications, including death, from COVID-19. Due to the outbreak of the COVID-19 virus in the general public, which is now a pandemic according to the World Health Organization, there is a public health emergency throughout the County. Making the problem worse, some individuals who contract the virus causing the COVID-19 disease have no symptoms or have mild symptoms, which means they may not be aware they carry the virus and are transmitting it to others. Because even people with mild symptoms can transmit the disease, and because evidence shows the disease is easily spread, gatherings can result in preventable transmission of the virus. This public health emergency has substantially worsened since the County issued the prior Directive on March 20, 2020, with a significant escalation in the number of positive cases, hospitalizations, and deaths, and increasing strain on health care resources throughout the state. At the same time, evidence suggests that the restrictions on mobility and social distancing requirements imposed by the prior Directive are slowing the rate of increase in community transmission and confirmed cases by limiting interactions among people, consistent with scientific evidence of the efficacy of similar measures in other parts of the country and world. The scientific evidence shows that at this stage of the emergency, it is essential to slow virus transmission as much as possible to protect the most vulnerable, to prevent the health care system from being overwhelmed, and to prevent deaths. One proven way to slow the transmission is to limit interactions among people to the greatest extent practicable. By reducing the spread of the COVID-19 virus, this Order helps preserve critical and limited healthcare capacity in the County and advance toward a point in the public health emergency where transmission can be controlled.
8. This Order also is issued in light of the national guidelines and The Governor's Executive Orders. Additionally, there have now been confirmed cases in the County and increased cases in the surrounding region, Colusa County has 3 cases, Glenn County has 2 cases, and Butte County has 13 cases, and most notably Yuba/Sutter Counties now have 32 confirmed cases and 1 death, Sacramento County has identified 401 cases and 10 deaths; likewise Placer County has identified 99 cases including two deaths. This Order is necessary to slow the rate of spread, and the Health Officer will re-evaluate it as further data becomes available.
9. This Order issued by the Health Officer for Colusa County is effective as of 11:59 p.m. on Friday, April 10, 2020, based on the previously stated facts including a significant and increasing number of suspected cases of community transmission and likely further significant increases in transmission. Widespread testing for COVID-19 is not yet available

but is expected to increase in the coming days. This Order is necessary to slow the rate of spread and the Health Officer will re-evaluate the continuing need for this Order as further data becomes available.

10. This Order is issued in accordance with, and incorporates by reference, the March 4, 2020 Proclamation of a State of Emergency issued by Governor Gavin Newsom, the March 12, 2020 Executive Order (Executive Order N-25-20) and March 19, 2020 Executive Order (Executive Order N-33-20) issued by Governor Gavin Newsom, the Proclamation by the Colusa County Sheriff Declaring the Existence of a Local Emergency issued on March 18, 2020, the March 18, 2020 Proclamation of Local Health Emergency Regarding Novel Coronavirus 2019 (COVID-19) issued by the Health Officer, and guidance issued by the California Department of Public Health, as each of them have been and may be supplemented.
11. This Order is issued in light of evidence that the prior Directive has been generally effective in increasing social distancing, but that at this time additional restrictions are necessary to further mitigate the rate of transmission of COVID-19, to prevent the health care system from being overwhelmed, and prevent death. This Order comes after the release of substantial guidance from the County Health Officer, the Centers for Disease Control and Prevention, the California Department of Public Health, and other public health officials throughout the United States and around the world, including an increasing number of orders imposing similar social distancing requirements and mobility restrictions to combat the spread and harms of COVID-19. The Health Officer will continue to assess the quickly evolving situation and may modify or extend this Order, or issue additional Orders, related to COVID-19, as changing circumstances dictate.
12. This Order is also issued in light of the March 19, 2020 Order of the State Public Health Officer (the "State Shelter Order") , which set baseline statewide restrictions on non-residential business activities effective until further notice, as well as the Governor's March 19, 2020 Executive Order N-33-20 directing California residents to follow the State Shelter Order. This Order adopts in certain respects more stringent restrictions addressing the particular facts and circumstances in this County, which are necessary to control the public health emergency as it is evolving within the County. Where a conflict exists between this Order and any state public health order related to the COVID-19 pandemic, the most restrictive provision controls. Consistent with California Health and Safety Code section 131080 and the Health Officer Practice Guide for Communicable Disease Control in California, except where the State Health Officer may issue an order expressly directed at this Order and based on a finding that a provision of this Order constitutes a menace to public health, any more restrictive measures in this Order continue to apply and control in this County.

13. Definitions and Exemptions.

- a. For purposes of this Order, individuals may leave their residence only to perform any of the following "Essential Activities." But people at high risk of severe illness from COVID-19 and people who are sick are urged to stay in their residence to the extent possible except as necessary to seek medical care. Essential Activities are:
 - i. To engage in activities or perform tasks essential to their health and safety, or to the health and safety of their family or household members (including, but not limited to, pets), such as, by way of example only and without limitation, obtaining medical supplies or medication, visiting a health care professional, or obtaining supplies they need to work from home.
 - ii. To obtain necessary services or supplies for themselves and their family or household members, or to deliver those services or supplies to others, such as, by way of example only and without limitation, canned food, dry goods, fresh fruits and vegetables, pet supply, fresh meats, fish, and poultry, and any other household consumer products, and products necessary to maintain the safety, sanitation, and essential operation of residences.
 - iii. To engage in outdoor activity, provided the individuals comply with Social Distancing Requirements as defined in this Section, such as, by way of example and without limitation, walking, hiking, or running in compliance with Social Distancing Requirements and with the following limitations:
 - 1. Outdoor recreation activity at parks, rivers, lakes, and other open spaces must be in conformance with any restrictions on access and use established by the Health Officer, government, or other entity that manages such area to reduce crowding and risk of transmission of COVID-19. Such restrictions may include, but are not limited to, restricting the number of entrants, closing the area to vehicular access and parking, or closure to all public access;
 - 2. Use of recreational areas with high-touch equipment or that encourage gathering, including, but not limited to, playgrounds, outdoor gym equipment, picnic areas, dog parks, and barbecue areas, is prohibited outside of residences, and all such areas shall be closed to public access including by signage and, as appropriate, by physical barriers;
 - 3. Use of shared facilities for recreational activities outside of residences, including, but not limited to, golf courses, tennis and pickle ball courts, rock parks, climbing walls, pools, spas, gyms, disc golf, and basketball courts is prohibited and those areas must be closed for recreational purposes, including by signage and, as

appropriate, by physical barriers. Such facilities may be repurposed during the emergency to provide essential services needed to address the COVID-19 pandemic; and

4. Sports or activities that include the use of shared equipment may only be engaged in by members of the same household or living unit.
 - iv. To perform work providing essential products and services at an Essential Business or to otherwise carry out activities specifically permitted in this Order, including Minimum Basic Operations.
 - v. To care for a family member or pet in another household who has no other source of care.
 - vi. To attend a funeral with no more than 10 individuals present.
 - vii. To move residences, but only if it is not possible to defer an already planned move, if the move is necessitated by safety, sanitation, or habitability reasons, or if the move is necessary to preserve access to shelter.
- b. For purposes of this Order, individuals may leave their residence to work for, volunteer at, or obtain services at any "Healthcare Operations" including hospitals, clinics, COVID-19 testing locations, dentists, pharmacies, blood banks and blood drives, pharmaceutical and biotechnology companies, other healthcare facilities, healthcare suppliers, home healthcare services providers, mental health providers, related research facilities, or any related and/or ancillary healthcare services. "Healthcare Operations" also includes veterinary care and all healthcare services provided to animals. This exemption shall be construed broadly to avoid any impacts to the delivery of healthcare, broadly defined. "Healthcare Operations" does not include fitness and exercise gyms and similar facilities.
- c. For purposes of this Order, individuals may leave their residence to provide any services or perform any work necessary to the operations and maintenance of "Essential Infrastructure," including, but not limited to, public works construction, construction of housing, airport operations, water, sewer, gas, electrical, oil refining, roads and highways, public transportation, solid waste facilities (including collection, removal, disposal and processing), cemeteries, mortuaries, crematoriums, internet, and telecommunications systems (including the provision of essential global, national, and local infrastructure for computing services, business infrastructure, communications, and web-based services), provided that they carry out those services or that work in compliance with Social Distancing Requirements as defined in this Section, to the extent possible.
- d. For purposes of this Order, all first responders, emergency management personnel, emergency dispatchers, court personnel, and law enforcement

personnel, and others who need to perform essential services for or to support Essential Businesses are categorically exempt from this Order to the extent they are performing those essential services. Further, nothing in this Order shall prohibit any individual from performing or accessing "Essential Governmental Functions." Essential Government Functions means all services needed to ensure the continuing operation of the government agencies and provide for the health, safety and welfare of the public as determined by the governmental entity performing those functions. "Governmental Entity" as used herein includes Counties, Cities, Special Districts, Joint Powers Authorities, Public Authorities, and any other governmental or regulatory entity or body, department, commission, or agency operating within the jurisdiction of and subject to the authority of the Public Health Officer. Each governmental entity shall identify and designate appropriate employees, volunteers, or contractors to continue providing and carrying out any Essential Governmental Functions including the hiring or retention of new employees or contractors to perform such functions. Each governmental entity and its contractors must employ all necessary emergency protective measures to prevent, mitigate, respond to and recover from the COVID-19 pandemic to the greatest extent feasible. All Essential Governmental Functions shall be performed in compliance with Social Distancing Requirements as defined in this Section, to the greatest extent feasible.

- e. For the purposes of this Order, businesses covered by this Order include any for-profit, non-profit, or educational entities, whether a corporate entity, organization, partnership or sole proprietorship, and regardless of the nature of the service, the function they perform, or its corporate or entity structure.
- f. For the purposes of this Order, "Essential Businesses" means:
 - i. Healthcare Operations and businesses that operate, maintain, or repair Essential Infrastructure;
 - ii. Funeral home providers, mortuaries, cemeteries, and crematoriums, to the extent necessary for the transport, preparation, or processing of bodies or remains;
 - iii. Grocery stores, certified farmers' markets, farm and produce stands, supermarkets, food banks, convenience stores, and other establishments engaged in the retail sale of canned food, dry goods, fresh fruits, and vegetables, pet supply, fresh meats, fish, and poultry, beverages, and any other household consumer products (such as cleaning and personal care products). This includes stores that sell groceries and also sell other non-grocery products, and products necessary to maintaining the safety, sanitation, and essential operation of residences. The businesses included in this subparagraph (ii) include establishments that sell multiple

categories of products provided that they sell a significant amount of essential products identified in this subparagraph, such as liquor stores that also sell a significant amount of essential products identified in this subparagraph;

- iv. Food cultivation, including farming, nurseries, livestock, and businesses necessary to support those industries;
- v. Food and agriculture processing and distribution facilities including those facilities on farms and those used to conduct related research.
- vi. Businesses that provide food, shelter, social services, and other necessities of life for economically disadvantaged or otherwise needy individuals;
- vii. Newspapers, television, radio, and other media services;
- viii. Gas stations and auto-supply, auto-repair, and related facilities (including, but not limited to, for cars, trucks, motorcycles and motorized scooters), and automotive dealerships, but only for the purpose of providing auto supply, auto-repair services, and online purchases of automobiles if they are delivered to a residence or Essential Business;
- ix. Bicycle repair and supply shops;
- x. Banks and related financial institutions;
- xi. Hardware stores;
- xii. Plumbers, electricians, exterminators, and other service providers who provide services that are necessary to maintaining the habitability, safety, sanitation, and essential operation of residences and not for cosmetic or other purposes, Essential Activities, and Essential Businesses;
- xiii. Arborists, landscapers, gardeners, and similar service professionals, but only to the limited extent necessary to maintain the operation of businesses or residences, or the safety of residents, employees, or the public, except that a sole gardener may provide work on the exterior of a home without any contact with a homeowner;
- xiv. Construction, but only of the types listed in this subparagraph below:
 - 1. Projects immediately necessary to the maintenance, operation, or repair of Essential Infrastructure and housing;
 - 2. Projects associated with Healthcare Operations, including creating or expanding Healthcare Operations, provided that such construction is directly related to the COVID-19 response;
 - 3. Construction of new housing;
 - 4. Public works projects if specifically designated as an Essential Governmental Function by the City/County Administrator in consultation with the Health Officer;
 - 5. Shelters and temporary housing, but not including hotels or motels;
 - 6. Projects immediately necessary to provide critical noncommercial services to individuals experiencing homelessness, elderly persons,

persons who are economically disadvantaged, and persons with special needs;

7. Construction necessary to ensure that existing construction sites that must be shut down under this Order are left in a safe and secure manner, but only to the extent necessary to do so; and
 8. Construction or repair necessary to ensure that residences and buildings containing Essential Businesses are safe, sanitary, or habitable to the extent such construction or repair cannot reasonably be delayed;
- xv. Businesses providing mailing and shipping services, including post office boxes;
 - xvi. Educational institutions-including public and private K-12 schools, colleges, and universities - for purposes of facilitating distance learning or performing essential functions, provided that social distancing of six-feet per person is maintained to the greatest extent possible;
 - xvii. Laundromats, so long as social distancing requirements are in place, drycleaners, and laundry service providers;
 - xviii. Restaurants and other facilities that prepare and serve food, but only for delivery or carry out. Schools and other entities that typically provide free food services to students or members of the public may continue to do so under this Order on the condition that the food is provided to students or members of the public on a pick-up and take-away basis only. Schools and other entities that provide food services under this exemption shall not permit the food to be eaten at the site where it is provided, or at any other gathering site;
 - xix. Businesses that supply products needed for people to work from home;
 - xx. Businesses that supply other essential businesses with the support or supplies necessary to operate;
 - xxi. Businesses that ship or deliver groceries, food, goods or services directly to residences;
 - xxii. Airlines, taxis, and other private transportation providers providing transportation services necessary for Essential Activities and other purposes expressly authorized in this Order;
 - xxiii. Home-based care for seniors, adults, or children;
 - xxiv. Residential facilities and shelters for seniors, adults, and children;
 - xxv. Professional services, such as legal, financial, tax preparation, banking or accounting services, when necessary to assist in compliance with legally mandated activities;
 - xxvi. Services to assist individuals in finding employment with Essential Businesses;


- xxvii. Service providers that enable residential transactions (including rentals, leases, and home sales), including, but not limited to, real estate agents, escrow agents, notaries, and title companies, provided that appointments and other residential viewings must only occur virtually or, if a virtual viewing is not feasible, by appointment with no more than two visitors at a time residing within the same household or living unit and one individual showing the unit (except that in person visits are not allowed when the occupant is still residing in the residence);
 - xxviii. Moving services that facilitate residential or commercial moves that are allowed under this Order;
 - xxix. Gun stores;
 - xxx. Personal storage facilities (mini storage);
 - xxxi. Childcare facilities providing services that enable employees exempted in this Order to work as permitted. To the extent possible, childcare facilities must operate under the following mandatory conditions:
 - 1. Childcare must be carried out in stable groups of 12 or fewer ("stable" means that the same 12 or fewer children are in the same group each day).
 - 2. Children shall not change from one group to another.
 - 3. If more than one group of children is cared for at one facility, each group shall be in a separate room. Groups shall not mix with each other.
 - 4. Childcare providers shall remain solely with one group of children.
- g. For the purposes of this Order, "Minimum Basic Operations" include the following, provided that owners, employees, and contractors comply with Social Distancing Requirements as defined in this Section, to the extent possible, while carrying out such operations:
- i. The minimum necessary activities to maintain and protect the value of the business' inventory and facilities; ensure security, safety and sanitation; process payroll and employee benefits; provide for the delivery of existing inventory directly to residences or businesses; and for related functions.
 - ii. The minimum necessary activities to facilitate owners, employees, and contractors of the business being able to continue to work remotely from their residences.
- h. For the purposes of this Order, "Essential Travel" includes travel for any of the following purposes. Individuals engaged in any Essential Travel must comply with all Social Distancing Requirements as defined in this Section below.

- i. Any travel related to the provision of or access to Essential Activities, Essential Governmental Functions, Essential Businesses, or Minimum Basic Operations.
 - ii. Travel to care for elderly, minors, dependents, persons with disabilities, or other vulnerable persons.
 - iii. Travel to or from educational institutions for purposes of receiving materials for distance learning, for receiving meals, and any other related services.
 - iv. Travel to return to a place of residence from outside the jurisdiction.
 - v. Travel required by law enforcement or court order.
 - vi. Travel required for non-residents to return to their place of residence outside the County. Individuals are strongly encouraged to verify that their transportation out of the County remains available and functional prior to commencing such travel.
 - vii. Travel to manage after-death arrangements and burial;
 - viii. Travel to arrange for shelter or avoid homelessness;
 - ix. Travel to avoid domestic violence or child abuse;
 - x. Travel for parental custody arrangements; and
 - xi. Travel to a place to temporarily reside in a residence or other facility to avoid potentially exposing others to COVID-19, such as a hotel or other facility provided by a governmental authority for such purposes.
- i. For purposes of this Order, residences include hotels, motels, shared rental units and similar facilities.
 - j. For purposes of this Order, "Social Distancing Requirements" include
 - i. maintaining at least six- foot social distancing from other individuals who are not part of the same household or living unit;
 - ii. washing hands with soap and water for at least twenty seconds as frequently as possible or using hand sanitizer;
 - iii. covering coughs or sneezes with a tissue or fabric or, if not possible, into the sleeve or elbow (not hands);
 - iv. regularly cleaning high-touch surfaces, and not shaking hands; and
 - v. Avoiding all social interaction outside the household when sick with a fever or cough.

All individuals must strictly comply with Social Distancing Requirements, except to the limited extent necessary to provide care (including childcare, adult or senior care, care to individuals with special needs, and patient care); as necessary to carry out the work of Essential Businesses, Essential Governmental Functions, or provide for Minimum Basic Operations; or as otherwise expressly provided in this Order.

14. Government agencies and other entities operating shelters and other facilities that house or provide meals or other necessities of life for individuals experiencing homelessness must take appropriate steps to help ensure compliance with Social Distancing Requirements, including adequate provision of hand sanitizer. Also, individuals experiencing homelessness who are unsheltered and living in encampments should, to the maximum extent feasible, abide by 12 foot by 12 foot distancing for the placement of tents.
15. Pursuant to Government Code sections 26602 and 41601, and Health and Safety Code section 101029, the Health Officer requests that the Sheriff and the Chief of Police in the County ensure compliance with and enforce this Order. The violation of any provision of this Order constitutes an imminent threat and menace to public health, constitutes a public nuisance, and is punishable by fine, imprisonment, or both.
16. This Order shall become effective at 11:59 p.m. on April 10, 2020 and will continue to be in effect until 11:59 p.m. on May 8, 2020, or until extended, rescinded, superseded, or amended in writing by the Health Officer.
17. Copies of this Order shall promptly be: (1) made available at the Colusa County Courthouse 547 Market Street, Colusa, CA 95932; (2) posted on the County Public Health Department website www.countyofcolusa.org; and (3) provided to any member of the public requesting a copy of this Order.
18. If any provision of this Order to 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.

IT IS SO ORDERED:

 **HEALTH OFFICER**

GREGORY W. BURT, M.D.
Public Health Officer for the County of Colusa
Dated: April 10, 2020