



COUNTY OF LAKE

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Promoting an Optimal State of Wellness in Lake County

**ORDER OF THE LAKE COUNTY HEALTH OFFICER
EXTENDING AND MODIFYING THE SHELTER AT HOME
ORDER ISSUED ON MARCH 18, 2020**

**DATE OF ORDER: May 1, 2020
ORDER No. C20-04**

Effective at 11:55 p.m. on May 3, 2020, and will remain in effect until 11:59 p.m. on May 17, 2020

Please read this Order carefully. Violation of or failure to comply with this Order is a misdemeanor punishable by fine, imprisonment, or both. (Health and Safety Code § 120295, et seq.; Penal Code §§ 69, 148(a)(1); Lake County Administrative Code Article I, Section 1-10)

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

1. This Order consolidates the original Health Officer Order issued on March 18, 2020 and subsequent Addenda A1-A5, directing all individuals to shelter at home (“Prior Shelter Order”). This Order modifies certain requirements of the Prior Shelter Order in accordance with the State of California’s “Roadmap to Modify the Stay-at-Home Order,” regarding transmission of Novel Coronavirus Disease 2019 (“COVID-19”). The Prior Shelter Order has resulted in flat or reduced hospitalizations and ICU admissions for greater than 14 days, adequate hospital capacity, and lengthening of the case doubling time. This Order balances the risk of increased transmission with the need to protect individuals at high risk of disease, as well as the social, emotional, and economic impact of certain restrictions. As of the effective date and time of this Order set forth in Section 15 below, all individuals, businesses, and government agencies in Lake County (“County”) are required to follow this Order.
2. The intent of this Order is to ensure the maximum number of people shelter in their places of residence to the maximum extent feasible within the confines of this Order,

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to slow the spread of COVID-19 to the maximum extent possible and mitigate the impact on delivery of critical healthcare services to those in need. All provisions of this Order must 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 the County are ordered to shelter at their place of residence. They may leave their residence only for Essential Activities, Essential Governmental Functions, Essential Travel, to work for Essential Businesses, or to perform Minimum Basic Operations for non-essential businesses, all as defined in Section 12. Individuals experiencing homelessness are exempt from this Section, but are strongly urged to obtain shelter, and then shelter in place. When people need to leave their place of residence for the limited purposes allowed in this Order, they must strictly comply with Social Distancing Requirements as defined in Section 12.H, except as expressly provided in this Order.
4. All businesses with a facility in the County, except Essential Businesses, as defined in Section 12.F, are required to cease all activities at facilities located within the County except Minimum Basic Operations, as defined in Section 12.G. For clarity, all businesses may continue operations consisting exclusively of owners, employees, volunteers, 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. Essential Businesses may only assign those employees who cannot perform their job duties from home to work outside the 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. Essential Businesses must follow industry-specific guidance issued by the Health Officer related to COVID-19.
5. All public and private gatherings of more than two (2) people occurring outside a single household or living unit are prohibited, except for the limited purposes 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, as defined below in Section 12.I, 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. Transit agencies and people riding on public transit must comply with Social Distancing Requirements, as defined in Section 12.H,

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to the greatest extent feasible. This Order allows travel into or out of the County only 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 ongoing occurrences of COVID-19 within the County and throughout the Bay Area, and the virus' proclivity to attach to surfaces and cause temporary physical damage to property. This Order is also based on 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 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 without symptoms can transmit the infection, and because evidence shows the infection is easily spread, gatherings and other interpersonal interactions can result in preventable transmission of the virus.
8. This public health emergency has persisted since the County issued the Prior Shelter Order, with an escalation in the number of positive cases and hospitalizations statewide, and increasing strain on health care resources. At the same time, evidence suggests that the Prior Shelter Order has worked to slow the rate of increase in community transmission and confirmed cases by restricting mobility, imposing social distancing requirements, and 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 remains essential to continue to slow virus transmission to protect the most vulnerable, to prevent the health care system from being overwhelmed, and to prevent deaths. Extension of the Prior Shelter Order is necessary to further reduce the spread of the COVID-19 disease, preserving the County's critical and limited healthcare capacity and advancing toward a point in the public health emergency where transmission can be controlled.
9. This Order is also issued in light of 7 cases of COVID-19 but zero deaths in the County as of April 30, 2020, as well as at least 489 confirmed cases and 20 deaths in contiguous Counties. California has reported 50,470 confirmed cases, with 2,057 deaths. This Order is necessary to slow the rate of entrance into the county and spread, and the Health Officer will re-evaluate it 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 10, 2020 Proclamation by the Health Officer of Local Health Emergency, which the Lake County Board of Supervisors ratified on March 17, 2020; the March

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13, 2020 Proclamation by the Sheriff of a Local Emergency, which the Board of Supervisors also ratified on March 17, 2020. This Order is issued in light of evidence that the Prior Shelter Order has been effective in increasing social distancing, but restrictions remain necessary to mitigate the rate of transmission of COVID-19, 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.

11. 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. The State Shelter Order was complementary to the Prior 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 evolves within the County and the Bay Area. Without this tailored set of restrictions, scientific evidence indicates that the public health crisis in the County will worsen to the point at which it may overtake available health care resources within the County and increase the death rate. 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 § 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.

12. Definitions and Exemptions.

- A. The intent of this Order is to ensure the maximum number of people shelter in place in their residences to the maximum extent feasible to slow the spread of COVID-19 to the maximum extent possible, while enabling ONLY essential services to continue. Those who are at high risk of severe illness from COVID-19 and people who are sick are strongly urged to stay in their residence to the extent possible, except as necessary to seek medical care or Essential Governmental Functions. 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

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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 supplies, 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.
 - 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.
- B. For purposes of this Order, individuals may leave their residence to work for, volunteer at, or obtain services at “Healthcare Operations” defined herein as including but not limited to 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 and alcohol and drug treatment providers, social service providers, homeless service providers, and 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 (in particular affordable housing or housing for individuals experiencing homelessness), airport operations, water, sewer, gas, electrical, oil refining, roads and highways, public transportation, solid waste collection and removal, 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 they carry out those services or that work in compliance with Social Distancing Requirements as defined this Section, to the extent possible.
- D. For purposes of this Order, all first responders, emergency management

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personnel, emergency dispatchers, court personnel, law enforcement personnel and private patrol officers on duty performing services within their employing housing development (HVL security), and others working for or to support Essential Businesses are categorically exempt from this Order. 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. All Essential Governmental Functions shall be performed in compliance with Social Distancing Requirements as defined this Section, to the extent possible.

E. For the purposes of this Order, covered businesses include any for-profit, non-profit, or educational entities, 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” are:

- i. Healthcare Operations and Essential Infrastructure;
- ii. 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, 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. All facilities not permitted for food or grocery, must have 25 square feet or more of prepackaged, non-hazardous food or low risk not prepackaged, non-hazardous food, unless authorized as an essential business under a separate classification;
- iii. Food cultivation, including farming, livestock and commercial fishing that does not include tournaments or guide services;
- iv. Businesses that provide food, shelter, and social services, and other necessities of life for economically disadvantaged or otherwise needy individuals;
- v. Newspapers, television, radio and other media services;
- vi. Gas stations and auto-supply, auto-repair, vehicle towing service (excluding repossession activities), and related facilities;
- vii. Banks and related financial institutions;

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- viii. Hardware stores;
- ix. Plumbers, electricians, exterminators, and other service providers who provide services that are necessary to maintaining the safety, sanitation, and essential operation of residences, Essential Activities, and Essential Businesses;
- x. Landscaping and tree trimming professionals, to include Vegetation Services, Tree Maintenance, Landscapers, Gardeners and Property Managers;
- xi. Florists and nurseries
- xii. Pet groomers;
- xiii. Businesses providing mailing and shipping services, including post office boxes;
- xiv. 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;
- xv. Laundromats, dry cleaners, and laundry service providers;
- xvi. Restaurants, coffee shops and bakeries that prepare and serve food, and have a current valid retail food permit from the County of Lake, Environmental Health Division, but only for take-out, delivery, curb side and drive through. 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;
- xvii. Businesses that supply products needed for people to work from home;
- xviii. Businesses that supply other essential businesses with the support or supplies necessary to operate;
- xix. Businesses that ship or deliver groceries, food, goods or services directly to residences;
- xx. Airlines, taxis, and other private transportation providers providing transportation services necessary for Essential Activities and other

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purposes expressly authorized in this Order;

- xxi. Home-based care for seniors, adults, or children;
 - xxii. Residential facilities and shelters for seniors, adults, and children;
 - xxiii. Professional services, such as legal or accounting services, when necessary to assist in compliance with legally mandated activities;
 - xxiv. 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 virtual showings and dealings are utilized whenever possible for viewings and transactions.
If an in-person visit is required, no more than two visitors at a time representing the buyer and one individual showing the unit are allowed. The current residents of the unit should not be present. Cloth facial coverings must be used, and proper handwashing and disinfection practices must be performed.
 - xxv. Childcare facilities providing services that enable employees exempted in this Order to work as permitted. Children of non-essential work employees should remain with their families. To the extent possible, childcare facilities must operate under the following mandatory conditions:
 - 1. Childcare must be carried out in stable groups of 10 or fewer (“stable” means the same 10 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 employees comply with Social Distancing Requirements as defined in this Section, to the extent possible, while carrying out such operations:
- a. The minimum necessary activities to maintain and protect the value of the business’s inventory; ensure security, process payroll and employee benefits or for related functions.

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- b. The minimum necessary activities to facilitate employees of the business being able to continue to work remotely from their residences.
- H. For the purposes of this Order, all Essential Businesses must follow “Social Distancing Protocol” for each of their facilities in the County frequented by the public or employees. All Essential Businesses shall continue to implement the Social Distancing Protocol and provide evidence of its implementation to any authority enforcing this Order upon demand. The Social Distancing Protocol must explain how the business is achieving the following, as applicable:
- a. Limiting the number of people who can enter into the facility at any one time to ensure that people in the facility can easily maintain a minimum six-foot distance from one another at all times, except as required to complete the Essential Business activity;
 - b. Where lines may form at a facility, marking six-foot increments at a minimum, establishing where individuals should stand to maintain adequate social distancing;
 - c. Providing hand sanitizer, soap and water, or effective disinfectant at or near the entrance of the facility and in other appropriate areas for use by the public and employees, and in locations where there is high-frequency employee interaction with members of the public (e.g. cashiers);
 - d. Providing for contactless payment systems or, if not feasible to do so, the providing for disinfecting all payment portals, pens, and styluses after each use;
 - e. Regularly disinfecting other high-touch surfaces;
 - f. Posting a sign at the entrance of the facility informing all employees and customers that they should: avoid entering the facility if they have a cough or fever; maintain a minimum six-foot distance from one another; sneeze and cough into one’s elbow; not shake hands or engage in any unnecessary physical contact; and
 - g. Any additional social distancing measures being implemented (see the Centers for Disease Control and Prevention’s guidance at: <https://www.cdc.gov/coronavirus/2019-ncov/community/guidance-business-response.html>).
- I. 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.
- a. Travel related to the provision of or access to Essential Activities,

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Essential Governmental Functions, Essential Businesses, or Minimum Basic Operations.

- b. Travel to care for elderly, minors, dependents, persons with disabilities, or other vulnerable persons.
 - c. Travel to or from educational institutions for purposes of receiving materials for distance learning, for receiving meals, and any other related services.
 - d. Travel to return to a place of permanent residence from outside the jurisdiction.
 - e. Travel required by law enforcement or court order.
 - f. 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.
- J. For purposes of this Order, residences include hotels, motels, shared rental units and similar facilities where occupancy commenced prior to March 9, 2020. Residences also include living structures and outdoor spaces, such as patios, porches, backyards, and front yards that are only accessible to a single family or household unit.

Lodging including Hotels, motels, Bed & Breakfast, Time Shares, Vacation Rentals such as Air B&B or VRBO, RV Parks, Campgrounds, and similar facilities may not rent or provide accommodations to any person until such time as this order is modified or rescinded.

Exceptions are granted with written verification from the Public Health Officer, and only to provide accommodation for the following:

- i. A person who is working in an essential function during this crisis who is deemed by the Public Health officer to be as a COVID-19 Emergency Response worker, including first responders and medical staff.
- ii. A person who has no other permanent residence may request an exemption from Public Health.
- iii. Exceptions for any person who is being housed through an agreement or contract with the County or other agency, to house homeless or quarantined persons.
- iv. Any person working on construction projects that have current permits from local agencies and are deemed as essential infrastructure worker or verified by the Health Department. This would only apply to the approved worker and not additional guests staying with approved worker.

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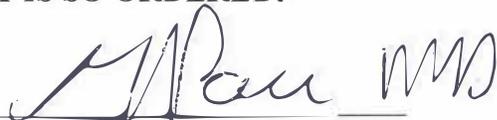
- K. For the purposes of this Order, outdoor activities are permitted, as long as they are performed alone, with no direct or indirect physical contact, without sharing equipment, and with no group congregation (examples may include shooting baskets, archery, Frisbee golf, etc.), provided Social Distancing Requirements are met.
- a. Golf courses may open for play (excluding pro shops and restaurants), provided Golf Site Requirements (Appendix C) are strictly observed.
 - b. Fishing from the shoreline in areas where parks are open, is allowed. No gathering of more than 2 people; social distancing restrictions still apply.
 - c. Effective with this order, fishing from non-motorized boats (excluding sailboats) is allowed with no more than 2 people; social distancing restrictions still apply.
 - d. Paddle-propelled watercraft that can be launched by hand are permitted, with a maximum of 2 people in them. Sailboats are excluded. Public boat ramps shall remain closed.
 - e. Hiking and jogging in parks that are open for such purposes is permitted. No gathering of more than 2 people; social distancing restrictions still apply.
 - f. Highland Springs Firing Ranges are permitted to open; social distancing restrictions still apply.
 - g. Play structures in parks shall remain closed until further notice.
- L. For purposes of this Order, “Social Distancing Requirements” means:
- a. Maintaining at least six-foot social distancing from other persons who are not part of the same household or living unit;
 - b. Frequently washing hands with soap and water for at least 20 seconds, or using hand sanitizer that is recognized by the Centers for Disease Control and Prevention as effective in combatting COVID-19;
 - c. Covering coughs and sneezes (into the sleeve or elbow, not hands)
 - d. Regularly cleaning high-touch surfaces
 - e. Not shaking hands
13. It is strongly recommended that community members use cloth face coverings when outside the home to prevent asymptomatic transmission of COVID-19 from the

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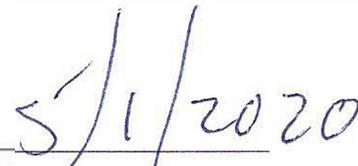
wearer to others. At workplaces, cloth face coverings are strongly recommended when interacting with the public, working in areas visited by the public or shared with co-workers, or when present with another person in an enclosed area. Children aged two years or less must not wear face coverings because of the risk of suffocation. Face coverings are not recommended for children six years or under, and may not be appropriate for individuals who would have difficulty removing the covering without assistance.

14. Compliance. The violation of any provision of this Order constitutes a threat to public health, and a public nuisance per se. Pursuant to Health and Safety Code sections 101040 and 120175, Civil Code section 3494 and Code of Civil Procedure section 731, the Health Officer or any other authorized County of Lake official may enforce any violation of this Order and abate the public nuisance by obtaining injunctive relief from a court of competent jurisdiction. In addition, pursuant to Government Code sections 26602 and 41601 and Health and Safety Code Section 101029, the Health Officer requests that the Sheriff and all Chiefs of Police in the County ensure compliance with and enforce this Order.
15. This Order shall become effective at 11:55 p.m. on May 3, 2020, and will continue to be in effect until 11:59 p.m. on May 17, 2020 or until it is rescinded, superseded, or amended in writing by the Health Officer. The Health Officer will continue to assess this quickly evolving situation; this Order is subject to review and further amendment after the Governor issues further guidance or upon any substantive changes to the State Stay at Home Order, including any changes to the "Essential Critical Infrastructure Workers" identified at:
<https://covid19.ca.gov/img/EssentialCriticalInfrastructureWorkers.pdf>.
16. Copies of Order. Copies of this Order shall promptly be: (1) made available at the County of Lake Public Health Office, 922 Bevins Court, Lakeport, California, 95453; (2) posted on the Lake County Public Health Department website and (3) provided to any member of the public requesting a copy of this Order.
17. Severability. If any provision of this Order or the application thereof to any person or circumstance is held to be invalid by a court of competent jurisdiction, 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:



Gary Pace, MD, MPH



Date

Health Officer, County of Lake