
BOARD OF HEALTH
IN AND FOR CENTRAL UTAH PUBLIC HEALTH DEPARTMENT
(JUAB COUNTY, MILLARD COUNTY, PIUTE COUNTY, SANPETE COUNTY,
SEVIER COUNTY, WAYNE COUNTY), STATE OF UTAH

In the matter of:

PUBLIC HEALTH ORDER

COVID-19 Pandemic

Order No.: 2020-01

Date: March 26, 2020

On January 21, 2020, the Utah Department of Health ("UDOH") activated its Department Operations Center in response to the evolving COVID-19 global pandemic. The UDOH recognizes COVID-19 as an imminent threat to the health and safety of the residents of the State of Utah ("Utah"). The UDOH, local health departments, and health and medical partners have activated response plans and protocols to minimize the likely community spread of the virus in Utah and its impact on our healthcare resources. These partners have also worked to identify, contact, and test others in Utah potentially exposed to COVID-19 in coordination with the United States Centers for Disease Control and Prevention ("CDC").

On January 31, 2020, the United States Department of Health and Human Services Secretary Alex Azar declared a public health emergency for COVID-19, beginning on January 27, 2020.

The CDC has identified the potential public health threat posed by COVID-19 both globally and in the United States as "high," and has advised that person-to-person spread of COVID-19 will continue to occur globally, including within the United States.

As of March 26, 2020, the CDC indicates that there are over 495,000 confirmed cases of COVID-19 worldwide with over 52,000 of those cases in the United States, including 346 in Utah.

The UDOH recognizes that confirmed community transmission in the United States significantly increases the risk of exposure and infection to the general public within Utah, which creates an extreme public health risk that may spread quickly.

To combat the spread of COVID-19, Utah and various counties and local health departments have each declared public health emergencies.

On March 13, 2020 at 4 pm (MDT), the Governor dismissed all Utah public schools for two weeks to combat the spread of COVID-19 (the "School Dismissal"), which was subsequently extended on March 23 to May 1. The School Dismissal means that students will not be allowed to attend school, but staff, faculty, and food services personnel will be allowed to be in the school facility.

On March 17, the Utah Department of Health, in coordination with the Governor's Office and Utah COVID-19 Community Task Force, issued an order to all restaurants, bars, and food service establishments in the state of Utah to suspend dine-in operations and recommend limiting mass gatherings to no more than ten individuals for a period of two weeks.

The Executive Director of the Central Utah Public Health Department, has found that the above facts raise the likelihood of widespread community transmission occurring among the general public and the need for Central Utah Public Health Department and the public to work cooperatively and proactively to slow the spread of COVID-19 and address any challenges that may arise due to this disease in Central Utah Health District.

The Central Utah Public Health Director does hereby find that there is an imminent and proximate threat to public health from the introduction of COVID-19 into the Central Utah health district.

Utah Code §26A-1-114(1)(d) empowers a local health department to "establish and operate programs or measures not in conflict with state law which: (i) are necessary or desirable for the promotion or protection of the public health and the control of diseases; or (ii) may be necessary to ameliorate the major risk factors associated with the major causes of injury, sickness, death, and disability in the state." In addition, Utah Code §26A-1-114(1)(e) also empowers a local health department to "close theatres, schools, and other public places and prohibit gatherings of people when necessary to protect the public health."

THEREFORE, PURSUANT TO UTAH CODE §26A-1-114, BE IT HEREBY ORDERED BY NATHAN SELIN, EXECUTIVE DIRECTOR OF THE CENTRAL UTAH PUBLIC HEALTH DEPARTMENT, AS FOLLOWS:

Section 1. **General Prohibitions.** Effective immediately, the following prohibitions shall apply throughout Juab, Millard, Piute, Sanpete, Sevier, and Wayne Counties:

- Gatherings of more than ten (10) individuals are prohibited; provided, however, that this prohibition of gatherings of more than ten (10) individuals does not apply to critical government services such as fire, police, emergency response, and court services, or to other necessary services such as hospitals, domestic violence shelters, licensed or contracted residential care providers, grocery stores, stores that sell other commodities, gas stations, convenience stores, building and construction worksites, and the shipping, transportation, and airline industry and limited immediate family gatherings. These services are encouraged to use appropriate precautions to prevent and control the spread of COVID-19.
- Access to long-term care facilities shall be governed by the guidance issued by the Centers for Medicare & Medicaid Services, Center for Clinical Standards and Quality.

Section 2. **Restaurants, Bars, and Food Service Establishments.** Effective at 11:00 pm (MDT) on March 27, 2020, all food service, restaurants, self-serve buffets, salad bars,

unpackaged self-serve food services, bars, taverns, nightclubs, private liquor clubs, and saloons in the Juab, Millard, Piute, Sanpete, Sevier, and Wayne counties shall immediately close to members, guests, patrons, customers, and the general public. Notwithstanding the foregoing, food service may operate on a limited basis subject to the following operational restrictions and prohibitions:

- 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 except to pick up food for take-out only.
- Curbside, take-out, drive-thru food service or pickup service is permitted. 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 State or Local Health Department. Where possible, on-line (e.g.; *Venmo*, *Square Cash*, *Google Pay*, 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.
- For hotel restaurants, food items may only be delivered as room service delivered to the door 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.
- Management shall and must ensure, on a daily basis, that no employee who presents symptoms of illness (e.g., cough, fever, shortness of breath) 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.

Section 3. General Protocols for Businesses. Effective immediately, all establishments shall comply with the following regulations:

- Where feasible, employers should encourage their employees to work remotely from home.
- Implement social distancing (six feet) measures in communal areas of the establishment and in other areas where feasible.
- Staff who have to take cash or credit cards shall use cleansing measures, including best practices issued by the Central Utah Health Department, between transactions. Cash transactions are discouraged, but not prohibited.
- Management shall 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 which advises patrons of COVID-19 protocols.

Section 4. Recommendations for all Individuals. The following recommendations apply to individuals throughout Juab, Millard, Piute, Sanpete, Sevier, and Wayne Counties:

- Individuals should practice social distancing in accordance with State and Local Public Health guidance.
- Individuals should avoid discretionary travel and social visits.
- Individuals over the age of sixty (60) and individuals who are immunocompromised should limit contact with other individuals.

Section 4. Duration. This order shall expire in thirty (30) calendar days after the effective date, unless renewed or terminated early. The Central Utah Public Health Department Executive Director shall re-evaluate this order in fourteen (14) calendar days.

Section 5. Publication. This order shall be on file for public inspection with the Central Utah Public Health Department.

BY ORDER OF THE EXECUTIVE DIRECTOR OF THE CENTRAL UTAH PUBLIC HEALTH DEPARTMENT

EFFECTIVE DATE: March 26, 2020

CENTRAL UTAH PUBLIC HEALTH DEPARTMENT



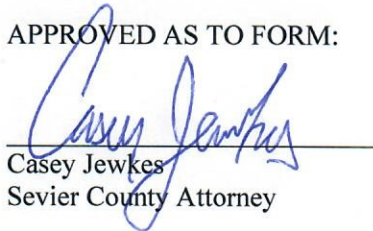
Nathan Selin
Executive Director

CENTRAL UTAH BOARD OF HEALTH



Scott Bartholomew
Board Chair
Sanpete County Commissioner

APPROVED AS TO FORM:



Casey Jewkes
Sevier County Attorney