THIRD AMENDED AND RESTATED ORDER OF THE YOLO COUNTY PUBLIC HEALTH OFFICER REGARDING COVID-19 PROTECTIONS

DATE OF ORDER: December 1, 2020

Please read this Order carefully. Violation of, or failure to comply with, this Order is a public nuisance subject to citation, abatement, or both, as well as a misdemeanor punishable by fine, imprisonment, or both. (California Government Code § 8634 and 8665; California Health and Safety Code §§ 120155, 120275, 120220, 120295; California Penal Code § 69, 148(a)(1)); Executive Orders 25-20 and 60-20.

UNDER THE AUTHORITY OF CALIFORNIA HEALTH AND SAFETY CODE SECTIONS 101040, 101085, 120175, AND 120220, THE HEALTH OFFICER OF THE COUNTY OF YOLO (“HEALTH OFFICER”) HEREBY ORDERS AS FOLLOWS:

1. This Third Amended Order amends and restates the June 18, 2020 County Health Officer Order, as last revised on July 2, 2020, regarding the COVID-19 pandemic to add a reporting requirement for businesses and government entities in Section 6, below. This Order retains all other substantive provisions of the Second Amended Order, retains Attachment A thereto (Personal Health and Safety and High-Risk Populations Guidance), and incorporates the current version of Attachment B (Business and Activity Restrictions) and related text. Attachment B may be amended from time to time at the direction of the County Health Officer to add or remove businesses and activities. Updates will be posted to www.yolocounty.org/coronavirus-roadmap and shall be considered incorporated into this Order upon posting.

This Third Amended Order will take effect at 12:01 a.m. on Wednesday, December 2, 2020, and shall remain in effect until rescinded, superseded, or amended in writing by the Health Officer. For clarity, all substantive edits to the Second Amended Order are indicated in red text. Key provisions of this Order include:

- Section 3, which explains the local Face Coverings Order remains in full force in light of its importance in maintaining community health;
- Section 4, which introduces an attachment containing personal health and safety guidance that is essential for all community members to follow, along with a reminder about existing guidance for high-risk populations (also attached); and
- Sections 6 and 7, which refer to binding directives and non-binding guidance, respectively, available at www.covid19.ca.gov and at tabs on www.yolocounty.org. These materials include directives and guidance from California Department of Public Health and other authorities, including Yolo County, that restrict how certain activities (for example, golf, restaurant operations, and non-essential retail) may be carried out. As the Health Officer approves new State guidance documents for specific activities, those documents (or links) will be posted on the County website and covered activities may proceed on the implementation date indicated in the State guidance. All such activities shall be implemented in compliance with applicable State guidance, any local modifications thereto, and the local Face Coverings Order.
2. As required by California law, the statewide stay-at-home orders issued by the State Public Health Officer and related guidance from the California Department of Public Health continue to apply in Yolo County. This means that residents, businesses, and others must follow all statewide requirements set by the State Public Health Officer for as long as those requirements remain in effect, including any changes to those requirements made over time. Such changes are frequent but, as of the date of this Order, State restrictions include limits on non-essential travel, gatherings, and certain business and social activities, as described in the following State materials:

A. The March 19, 2020 State Public Health Officer Order (the “State Shelter Order”) setting baseline statewide restrictions on individuals and most activities, including business operations;
B. Executive Order N-33-20, also issued on March 19, 2020, directing California residents to follow the State Shelter Order;
C. The May 7, 2020 State Public Health Officer Order announcing a Roadmap for the phased relaxation of business and activity restrictions associated with COVID-19;
D. The June 18, 2020 Guidance for the Use of Face Coverings issued by the California Department of Public Health requiring Californians to wear a face covering outside their home;
E. The August 28, 2020 State Public Health Officer Order announcing a tiered system for business and activity restrictions;
F. The November 13, 2020 Travel Advisory issued by the California Department of Public Health encouraging Californians to avoid non-essential to other states or countries; and
G. All related directives issued by the State Public Health Officer in connection with the foregoing. As of the date of this Order, those directives are set forth in the guidance documents and other materials included on the www.covid19.ca.gov website.

3. Following issuance of this Order, the Face Coverings Order issued by the Health Officer on April 24, 2020, will remain in effect and shall apply locally in all instances where the State order on Face Coverings is less stringent or silent. The Face Coverings Order is available at https://www.yolocounty.org/Home/ShowDocument?id=64118, and various other local orders, guidance, and public awareness materials are available from tabs at www.yolocounty.org. As explained in that Order, compliance is critical to maintaining a stable public health situation in the County and minimizing the spread of COVID-19. That Order emphasizes personal responsibility and the role of local businesses, workplaces, and others, in promoting compliance as follows:

The success of this Order depends upon voluntary compliance by individuals and community acceptance of its requirements. Individual violators are unlikely to be cited, with enforcement directed instead at non-complying Essential Businesses and other enterprises. Despite this, through voluntary compliance, all individuals have an opportunity to contribute to public health and the welfare of our community. Individuals that choose not to wear Face Coverings when required by this Order may encounter difficulties such as being refused access to public transit and Essential Businesses. Accordingly, individual compliance with this Order is essential to
successfully performing many basic activities—such as shopping for groceries and other necessary supplies—and is expected of all community members. (Face Coverings Order at p. 1.)

Consistent with this language, the Health Officer emphasizes the continuing importance of personal responsibility, awareness, and community support for practicing responsible behaviors to minimize COVID-19 spread. Consistent, widespread adherence to the practices described in this Order (including Section 4, below) and the requirements of the Face Coverings Order will make a meaningful difference in our community, controlling the spread of COVID-19 and allowing more businesses to reopen and activities to resume over time.

4. In addition to the Face Coverings Order, the Health Officer strongly urges all residents to follow the personal health and safety guidance set forth in Attachment A (Personal Health and Safety Guidance) hereto, incorporated herein by this reference. The guidance set forth in Attachment A includes many physical distancing, hygiene, and other behaviors that have become routine for most members of our community. Please review the guidance carefully and check for updates from time to time at www.yolocounty.org and www.yolocounty.org/coronavirus-roadmap. Consistently following the behaviors described therein while you are at home, at work, and in the community is of vital importance to the public health and economic well-being of our County.

For high-risk populations, including those over 65 years of age and individuals with serious health conditions, Attachment A also includes separate guidance document (“High-Risk Populations”) with recommendations. The Health Officer encourages higher risk individuals to remain at home as much as possible and to adhere to the other safety recommendations in the guidance document.

5. As stated generally in Paragraph 1, above, this Order supersedes the following prior local Health Officer Orders, which are of no further force or effect:

A. The March 18 Yolo County Shelter in Place Order;
B. The April 24 order revising the Local Shelter Order to authorize certain recreational activities; however, activity-specific protocol included in that order remain in full force and effect; and
C. The April 1 and April 30 orders extending the Local Shelter Order.

6. As the State allows new business types and other activities, it frequently issues guidance documents that are posted to www.covid19.ca.gov. The Health Officer will review and approve (as issued or with local modifications) State guidance documents. Those documents, or links to those documents, will then be posted online at www.yolocounty.org and www.yolocounty.org/coronavirus-roadmap. Activities covered by posted guidance (or links) may proceed on the implementation date indicated in the State guidance. All such activities shall be implemented in compliance with applicable State guidance, any local modifications thereto, and the local Face Coverings Order.

It is important to note that while styled as “guidance” by the State, these guidance documents require preparation of binding and enforceable site-specific plans. Affected
businesses or groups responsible for covered activities must therefore review the guidance carefully and prepare site-specific plans. Further, all businesses and other authorized activities taking place in a particular location (for example, worship services in churches) shall complete in good faith and at all times adhere to applicable measures set forth in a completed Social Distancing Protocol worksheet provided by the County, available at www.yolocounty.org/coronavirus-roadmap or https://www.yolocounty.org/home/showdocument?id=64180. A copy of the completed worksheet shall be posted at the entry (or similar prominent location) of each facility.

Effective December 2, 2020, businesses and governmental entities must require that all personnel immediately alert the business or governmental entity if they test positive for COVID-19 and were present in the workplace within the 48 hours prior to onset of symptoms or within 48 hours of the date on which they were tested. In the event that a business or governmental entity learns that any of its personnel is a confirmed positive case of COVID-19 and was at the workplace in this timeframe, the business or governmental entity is required to report the positive case within 48 hours to the Community Health Branch of the Yolo County Health and Human Services Agency by calling 530-666-8614. Businesses and governmental entities must also comply with all case investigation, contact tracing, and outbreak investigation measures by the County, including providing any information requested within the timeframe provided by the County, instructing employees to follow isolation and quarantine protocols specified by the County, and excluding positive cases and close contacts from the workplace during these isolation and quarantine periods.

Notwithstanding anything to the contrary herein, this Order preserves the authority of the Health Officer to decline to approve State guidance documents that allow additional business types and activities to resume, in which case the documents will not be posted on the County website and related activities may not proceed locally. The Health Officer may also issue amended or additional orders pursuant to, and consistent with all limitations in, California law. All materials that contain protocol described as mandatory, enforceable, required, or other similar terms indicating an expectation of compliance will be considered orders of the Health Officer issued pursuant to California law on the basis of the findings set forth in this Order. Such materials will be posted online at www.yolocounty.org and www.yolocounty.org/coronavirus-roadmap upon their approval by the Health Officer. These materials may be updated from time to time, and all such materials are incorporated herein by this reference.

7. The Health Officer may also issue non-binding guidance or other materials from time-to-time in support of the effort to minimize COVID-19 spread, promote public health, and support community awareness of the practices included in Attachment A. When deemed appropriate by the Health Officer, such materials will be posted online at www.yolocounty.org and www.yolocounty.org/coronavirus-roadmap. These materials may be updated as needed. Unless designed as orders or otherwise binding and enforceable, these materials are intended as general guidance only.

8. This Order is issued based on evidence of continued occurrence and, more recently, a significant increase in the spread of COVID-19 within the County, the Sacramento region, and the United States of America, and considers scientific evidence and best practices
regarding the most effective approaches to slow the transmission of communicable diseases generally and COVID-19 specifically. With the virus that causes COVID-19, people can be infected and contagious and not have any symptoms, meaning they are asymptomatic. People can also be infected and contagious 48 hours before developing symptoms (pre-symptomatic). Further many people with the COVID-19 virus have mild symptoms and do not recognize they are infected and contagious, and they can unintentionally infect others.

9. In addition to reasons set forth above, this Order is also issued in light of the existence, as of November 28, 2020, of 4,736 confirmed cases of infection by the COVID-19 virus in the County, and 75 deaths. The overall testing positivity rate in Yolo County over a 7-day period increased to 9.1 percent, up from 3.2 percent one month ago. Statewide, there has been an 82 percent increase in hospitalizations over the last 14 days. This Order is necessary to control and reduce the rate of community spread and to reinforce the need for safe interactions as the State restricts activities. The Health Officer will continue to assess the public health situation as it evolves and may modify this Order, or issue additional Orders, related to COVID-19, as changing circumstances dictate.

10. This Order is also issued in accordance with, and incorporates by reference, the following authorities:

- The March 4, 2020 Proclamation of a State of Emergency issued by Governor Newsom
- The March 6, 2020 Proclamation by the Director of Emergency Services Declaring the Existence of a Local Emergency in the County
- the March 6, 2020 Declaration of Local Health Emergency Regarding Novel Coronavirus 2019 (COVID-19) issued by the Health Officer,
- The March 9, 2020 Resolution of the Yolo County Board of Supervisors Ratifying the Declaration of a Local Health Emergency and Proclamation of Local Emergency Regarding Novel Coronavirus
- The March 12, 2020 Executive Order (Executive Order N-25-20) issued by Governor Newsom
- The March 18, 2020 Shelter in Place Order issued by the County Health Officer (referred to herein as the Local Shelter Order)
- The March 19, 2020 State Public Health Officer Order (the “State Shelter Order”) setting baseline statewide restrictions on non-residential business activities, and Executive Order N-33-20, directing California residents to follow the State Shelter Order
- The May 7, 2020 order of the State Public Health Officer regarding a phased reopening of sectors of the state economy
- The June 18, 2020 Guidance for the Use of Face Coverings issued by the California Department of Public Health
- The July 1, 2020 announcements by Governor Newsom relating to the increasing spread of COVID-19 and restrictions on some economic sectors in 19 counties
- The August 28, 2020 State Public Health Officer Order announcing a tiered system for business and activity restrictions
▪ The November 13, 2020 Travel Advisory issued by the California Department of Public Health encouraging Californians to avoid non-essential to other states or countries
▪ All material posted to the COVID19.CA.GOV webpage that is clearly intended as a binding directive by the State, including through language in Executive Orders 25-20 and 60-20 directing residents to heed or obey State public health directives
▪ Guidance issued by the CDPH and CDC, as each of them have been and may be supplemented over time

11. All State orders are complementary to this Order and any other orders, including the Face Covering Order, issued by the local Health Officer. Where a conflict exists between a local order and any State public health order related to the COVID-19 pandemic, the most restrictive provision controls pursuant to, and consistent with, California Health and Safety Code § 131080 and the Health Officer Practice Guide for Communicable Disease Control in California, unless the State Health Officer issues an order that expressly determines a provision of a local public health order is a menace to public health.

12. Pursuant to Government Code §§ 26602 and 41601 and Health and Safety Code § 101029, the Health Officer requests that the Sheriff and all chiefs 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. Other administrative and judicial remedies are also available.

13. This Order shall become effective as set forth in Section 1, above. It will continue to be in effect until rescinded, superseded, or amended in writing by the Health Officer.

14. Copies of this Order shall promptly be: (1) made available at the County Administration Building at 625 Court Street, Woodland, CA 95695; (2) posted on the County website (www.yolocounty.org); and (3) provided to any member of the public requesting a copy of this Order.

15. If any provision of this Order or its application to any person or circumstance is held to be invalid, the reminder 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:

[Signature]

Dated: December 1, 2020

Dr. Aimee Sisson, MD, MPH
Health Officer of the County of Yolo

Attachments:
A. Personal Health and Safety and High-Risk Populations Guidance
B. Business and Activity Restrictions
ATTACHMENT A
WEAR A FACE COVERING THAT:

- Fits snugly but comfortably against the side of the face.
- Is secured with ties or ear loops and includes multiple layers of fabric.
- Allows for breathing without restriction.
- Is launderable & machine dried as needed without damage or change to its shape.

** Face coverings are mandatory in Yolo County until further notice.

PRACTICE SOCIAL DISTANCING BY:

- Maintaining 6 feet of distance from others.
- Not gathering in groups unless allowed to by the state or local order.
- Staying out of crowded places and avoiding mass gatherings.
- Limiting contact with others outside your household in outdoor and indoor spaces.
- Connecting through calls, texts, video chat or social media instead of in-person.

ADHERE TO GOOD HYGIENE HABITS LIKE:

- Wiping down high touch surfaces with disinfecting wipes.
- Not touching your eyes, nose, mouth or face with unwashed hands.
- Washing hands frequently or using hand sanitizer when handwashing is not practical.
- Sneezing/Coughing into your elbow or a tissue and disposing the tissue properly.
- Not going to work when sick.

KEEP YOUR DISTANCE.

Everyone should wear a face coverings in accordance with the Health Order AND adhere to the 6 ft of social distancing until further notice. High-risk populations should stay home until Stage 4.

PRACTICE GOOD HYGIENE.

Reinforce good hygiene practices with well—stocked homes and work spaces that have soap and/or anti-viral cleaning supplies. No-touch garbage and recycling receptacles are preferable.

Door handles and commonly touched surfaces should be disinfected throughout the day.

OUR RESPONSIBILITY.

We’re all in this together.

Good health depends on a safe and clean environment.

We all have a responsibility to our families and communities to practice good cleaning and health protocols.
ATTACHMENT B
ATTACHMENT B

BUSINESS AND ACTIVITY RESTRICTIONS

COMPLIANCE WITH THE LOCAL FACE COVERING ORDER IS REQUIRED FOR ALL ACTIVITIES COVERED IN THIS ATTACHMENT

I. RESTRICTED BUSINESSES AND ACTIVITIES.

Pursuant to Section 10 of the Second Amended Order of the Yolo County Public Health Officer Regarding the Recovery from COVID-19 (“Local Order”), as may be amended from time to time, certain business sectors and activities are restricted or prohibited as described in Section II below. For activities listed below that are not required to close entirely, all operations must be conducted in full compliance with the Local Order, including this Attachment, and restrictions implemented by order of the State Public Health Officer. In the event of any inconsistency between this Attachment and orders of the State Public Health Officer, the more restrictive provision shall apply.

II. BLUEPRINT FOR A SAFER ECONOMY (Revised November 17, 2020)

On August 28, 2020, the State released its “Blueprint for a Safer Economy” and announced many changes to statewide restrictions on businesses and activities. All counties were also assigned to one of four tiers based on COVID-19 data and related metrics. Yolo County was initially assigned to Tier 1 (Purple) status, the most restrictive tier. On September 29, 2020, the County moved to Tier 2 (Red) status. However, due to increasing test positivity and case rates locally, the State assigned Yolo County to Tier 1 (Purple) on November 16, 2020. Tier 1 is more restrictive than Tier 2. With the County’s move back into Tier 1, the following business and activity restrictions1 apply effective at 12:01 a.m. on November 18, 2020, consistent with the Blueprint approach:

<table>
<thead>
<tr>
<th>Sector/Activity</th>
<th>Status Under Tier 1</th>
</tr>
</thead>
<tbody>
<tr>
<td>Critical Infrastructure</td>
<td>Open with modifications</td>
</tr>
<tr>
<td>Gatherings</td>
<td>Outdoor gatherings only (see Section III, below, and updated State guidance issued November 13, 2020)</td>
</tr>
<tr>
<td>Limited Services</td>
<td>Open with modifications</td>
</tr>
</tbody>
</table>

1 Note that this list includes all categories listed in the Blueprint; not all of these business sectors and activities exist within Yolo County. Many additional sectors and activities are also listed on https://covid19.ca.gov/safer-economy/. We encourage you to check that website for the latest information and for information on sectors and activities not included in this table.
<table>
<thead>
<tr>
<th>Sector/Activity</th>
<th>Status Under Tier 1</th>
</tr>
</thead>
<tbody>
<tr>
<td>Outdoor Playgrounds &amp; Outdoor Recreational Facilities</td>
<td>Open with modifications (see updated State guidance issued September 28, 2020)</td>
</tr>
<tr>
<td>Hair Salons and Barbershops</td>
<td>Open indoors with modifications</td>
</tr>
</tbody>
</table>
| All Retail (including critical infrastructure, except standalone grocers) | Open indoors with modifications  
  • Maximum 25% capacity indoors                      |
| Shopping Centers (Malls, Destination Centers, Swap Meets) | Open with modifications  
  • Maximum 25% capacity  
  • Closed common areas  
  • Closed food courts                                |
<p>| Personal Care Services                             | Open indoors with modifications (see updated State guidance issued October 20, 2020) |
| Museums, Zoos, and Aquariums                       | Open outdoors only with modifications                                               |
| Places of Worship                                  | Open outdoors only with modifications                                               |
| Movie Theaters                                     | Open outdoors only with modifications                                               |
| Hotels and Lodging                                 | Open with modifications                                                             |
| Gyms and Fitness Centers                           | Open outdoors only with modifications                                               |
| Restaurants                                        | Open outdoors only with modifications                                               |</p>
<table>
<thead>
<tr>
<th>Sector/Activity</th>
<th>Status Under Tier 1</th>
</tr>
</thead>
<tbody>
<tr>
<td>Wineries</td>
<td>Open outdoors only with modifications</td>
</tr>
<tr>
<td>*If food service is provided, follow guidance for restaurants</td>
<td></td>
</tr>
<tr>
<td>Bars, Breweries, and Distilleries (without food service)</td>
<td>Closed</td>
</tr>
<tr>
<td>*If food service is provided, follow guidance for restaurants</td>
<td></td>
</tr>
<tr>
<td>Family Entertainment Centers (e.g., go kart racing, miniature golf, batting cages)</td>
<td>Open outdoors only with modifications</td>
</tr>
<tr>
<td>Cardrooms Satellite Wagering</td>
<td>Open outdoors only with modifications</td>
</tr>
<tr>
<td>Offices (non-essential sectors)</td>
<td>Remote (telecommuting) only</td>
</tr>
<tr>
<td>Professional Sports</td>
<td>Open with modifications</td>
</tr>
<tr>
<td></td>
<td>• Without live audiences</td>
</tr>
<tr>
<td>Amusement Parks</td>
<td>Closed</td>
</tr>
</tbody>
</table>

As mentioned in footnote 1, please see www.covid19.ca.gov for information on additional business activities not specifically listed above, and for the latest information on business and activity restrictions for Tier 1. The State website also includes guidance containing the modifications referenced in the table above.

The foregoing business and activity restrictions shall remain in effect until modified or rescinded by further order of the Public Health Officer. All restrictions set forth in the above table meet
(but do not exceed) requirements imposed by the State in reassigning Yolo County to Tier 1 (Purple) on November 16, 2020.

III. PRIVATE GATHERINGS. *(Revised November 17, 2020)*

As explained below, the County Public Health Officer has determined that private gatherings covered by State guidance released on October 9, 2020 (and updated on November 13, 2020), may not include more than 16 people. The basis for this mandatory directive is as follows:

The State Health Officer has generally prohibited gatherings of all kinds statewide, with limited exceptions for worship services, cultural ceremonies like weddings and funerals (but excluding receptions), protests or political activities, and any other gathering that is expressly allowed by a state COVID-19 guidance document. However, on October 9, 2020, the State issued an order allowing small outdoor private gatherings with no more than three households. Gatherings covered by this State guidance, as updated on November 13, 2020 to correspond to Blueprint tiers, must follow the State’s rules, which are set forth at the following link:


The State defines “private gatherings” as “social situations that bring people together from different households at the same time in a single space or place.” This includes gatherings of family, neighbors, and friends in outdoor settings, and the County interprets it to also include other gatherings (e.g., a small office holiday party) that are not specifically addressed in other State guidance. Accordingly, all private gatherings not covered in other State guidance shall be subject to the State and local restrictions described in this Section.

The County Public Health Officer has determined that it is necessary and appropriate to adopt a local restriction on gathering size to augment the State’s guidance. State law allows local health officers to impose stricter requirements, and many counties throughout the state have done so from time to time during the COVID-19 pandemic based on local COVID-19 spread and conditions. In the specific context of private gatherings, the County Public Health Officer observes based on CDC guidance and resources cited in the State’s gatherings guidance that the risk that a person with an unknown SARS-CoV-2 infection (the infection that causes COVID-19) might spread it to others increases based on:

- The more people a person interacts with at a gathering;
- The closer the physical interaction is;
- The more enclosed the gathering space is; and
- The longer the interaction lasts.

Other factors, including a lack of compliance with facial covering orders and other safety guidance, also increase the risk of spread.

On these grounds, the County Public Health Officer directs that the maximum number of people allowed at a gathering covered by the State’s gatherings guidance is 16 people. This limitation
applies in addition to all other requirements of the State’s guidance, as may be updated from time to time, including that indoor gatherings are prohibited while Yolo County remains in Tier 1 (Purple) and all gatherings must not involve more than three households or last more than two hours.

Issued on July 2, 2020
Revised July 10, 2020
Revised on July 14, 2020
Revised on August 31, 2020
Revised on September 22, 2020
Revised on September 30, 2020
Revised on October 21, 2020
Revised on November 17, 2020
APPENDIX 1
COVID-19 Guidelines: High-Risk Populations

As the State and County allow more businesses and activities to resume, higher risk individuals need to continue to stay home until Stage 4.

Who’s Considered High Risk?

People over 65 years of age

Those who live in an nursing home or long-term care facility

People of all ages with serious medical conditions, such as:

- Chronic lung disease or moderate to severe asthma
- Serious heart conditions
- Immunocompromised
- Severe obesity (body mass index [BMI] of 40 or higher)
- Diabetes
- Chronic kidney disease
- Liver disease

Important Recommendations

Continue to stay home as much as possible, only go out for essential services, doctor’s appointments, etc.

Minimize errands by getting groceries delivered or asking for help from friends, family, or community members.

Continue to wash hands with soap and water and keep space (6 feet) between you and other people.

Develop a care plan summarizing your health conditions, medications, healthcare providers, emergency contacts and end-of-care options.

Wear a face covering, if allowed by your healthcare provider, when you go outside.