

MONO COUNTY HEALTH DEPARTMENT

Local Health Officer Order: Compliance with Business Guidelines

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June 11, 2020

This order requires that all businesses resuming operations as part of the State of California's Resilience Roadmap comply with guidelines issued by the Local Health Officer applicable to their business sector/activity.

WHEREAS, a state of emergency has been declared by the State of California, and local emergencies have been declared in both Mono County and in the Town of Mammoth Lakes, in response to the virus COVID-19; and

WHEREAS, the worldwide pandemic of COVID-19 has infected more than 6,000,000 individuals worldwide in 188 countries and is implicated in nearly 400,000 worldwide deaths, including 37 cases and one death in Mono County; and

WHEREAS, there are limited critical healthcare resources and infrastructure, including hospital beds, ventilators and workers, in Mono County and around the world capable of adequately treating mass numbers of patients at a single time should the virus spread unchecked; and

WHEREAS, in direct response to these circumstances, governments across the world are taking actions to slow the transmission of COVID-19 by implementing measures designed to reduce situations where the virus can spread; and

WHEREAS, consistent with the above, the State of California has issued a series of orders restricting and/or prohibiting activities known to, or likely to, contribute to the spread of the virus, as well as orders requiring that the public take individual precautions to control transmission; and

WHEREAS, as a result of the positive impact those measures have had in reducing disease spread within the State, California adopted its "Resilience Roadmap", which provides timelines and requirements for businesses in California to gradually resume or expand their operations, subject to modifications to limit the spread of the virus; compliance with these requirements is compulsory under State law; and

WHEREAS, in furtherance of the State's Resilience Roadmap, the Mono County Health Officer has also issued, and will continue to issue, guidelines for individual business sectors within the County in order to reduce the likelihood of unchecked disease spread locally; and

WHEREAS, it is the purpose of this Order to ensure that guidelines for businesses issued by the Local Health Officer (and posted on the Mono County COVID-19 Business Portal) are made mandatory for any business within Mono County resuming or expanding

its operations as part of California’s Resilience Roadmap, or otherwise operating within the County;

NOW, THEREFORE, effective immediately and until rescinded, under the authority of California Health and Safety Code sections 101040, 101085 and 120175 and Title 17 California Code of Regulations, Section 2501, the Mono County Health Officer **HEREBY ORDERS** as follows:

1. Except where specifically described as a “recommendation”, all practices, measures and requirements contained in business guidelines issued by the Mono County Health Officer and posted on the Mono County COVID-19 Business Portal – including those guidelines applicable to specific business sectors and the general guidelines applicable to all businesses -- (the “Business Guidelines”) are requirements which must be implemented and followed by businesses operating within Mono County.
2. Failure to comply with a required practice, measure or requirement contained in an applicable Business Guideline is a violation of this Order.
3. The Business Guidelines, as same may be amended, updated or added, are posted at <https://coronavirus.monocounty.ca.gov/pages/businesses> and are hereby incorporated by this reference as if fully set forth herein.
4. Any questions regarding the applicability of a Business Guideline to a specific business or activity, should be directed to the Mono County Coronavirus information line at COVID19Help@mono.ca.gov.

General Provisions

1. This Order is issued based on evidence of transmission of COVID-19, scientific evidence regarding the most effective approach to slow transmission of communicable diseases generally and COVID-19 specifically, as well as best practices as currently known and available to protect the public from the risk of spread of or exposure to COVID-19.

2. This Order is intended to reduce the likelihood of exposure to COVID-19, by incorporating and referencing Business Guidelines approved by the Local Health Officer and the State of California, thereby slowing the spread of COVID-19.

3. This Order is issued in accordance with, and incorporates by reference, the: March 4, 2020 Proclamation of a State Emergency issued by Governor Gavin Newsom; the March 15, 2020 Declaration of Local Health Emergency based on an imminent and proximate threat to public health from the introduction of novel COVID-19 in Mono County; the March 17, 2020 Resolution of the Board of Supervisors of the County of Mono proclaiming the existence of a Local Emergency in the County of Mono regarding COVID-19 and ratifying and extending the Declaration of Local Health Emergency due to COVID-19; the

guidance issued on March 11, 2020 by the California Department of Public Health regarding large gatherings of 250 people or more; Governor Gavin Newsom's Executive Order N-25-20 of March 12, 2020 preparing the State to commandeer hotels and other places of temporary residence, medical facilities, and other facilities that are suitable as places of temporary residence or medical facilities as necessary for quarantining, isolating or treating individuals who test positive for COVID-19 or who have had a high-risk exposure and are thought to be in the incubation period; the guidance issued on March 15, 2020 by the Centers for Disease Control and Prevention, the California Department of Public Health, and other public health officials through the United States and around the world recommending the cancellation of gatherings involving more than fifty (50) or more persons in a single space at the same time; the March 16, 2020 order of the Public Health Officer prohibiting all gatherings with expected presence above ten (10) individuals; and Governor Newsom's Executive Order N-33-20 of March 19, 2020 ordering all persons to stay at home to protect the health and well-being of all Californians and to establish consistency across the state in order to slow the spread of COVID-19.

4. This Order is made in accordance with all applicable State and Federal laws, including but not limited to: Health and Safety Code sections 101030, et seq.; Health and Safety Code sections 120100, et seq.; and Title 17 of the California Code of Regulations section 2501.

5. To the extent necessary, 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 enforcement of this Order.

6. This Order is made because of the propensity of the virus to spread person-to-person and also because the virus is causing physical property loss or damage due to its proclivity to attach to surfaces for prolonged periods of time.

7. Violation of this Order is a misdemeanor punishable by a fine of up to \$1,000 and/or imprisonment for up to 90 days, and may additionally subject the violator to civil or administrative penalties, injunction or other legal or equitable remedy.

8. Copies of this Order shall be promptly posted on the County of Mono's Public Health Department's website (monohealth.com) and provided to any member of the public upon request.

Thomas Boo, MD
Thomas Boo, MD
Local Health Officer
For Mono County

Date June 11, 2020

and the Town of Mammoth Lakes