



## **PUBLIC HEALTH ORDER**

### **Weber-Morgan Health Department Weber and Morgan Counties, Utah**

**WHEREAS**, COVID-19 is caused by a virus that spreads easily from person to person, may result in serious illness or death, and has been characterized by the World Health Organization as a worldwide pandemic; and

**WHEREAS**, it has been proven that reducing person-to-person interaction will slow the transmission of COVID-19; and

**WHEREAS**, on March 27, 2020, Governor Gary Herbert issued a statewide directive encouraging all Utah citizens to “Stay Safe, Stay Home;” and

**WHEREAS**, Utah law allows the Weber-Morgan Health Department (“Health Department”) to impose more stringent standards to address unique situations that threaten residents in our community as a result of COVID-19; and

**WHEREAS**, Utah Code Ann. § 26A-1-114 empowers the Health Department to “close theatres, schools, and other public places and prohibit gatherings of people when necessary to protect the public health;” and

**WHEREAS**, state statute further empowers the Health Department to exercise physical control over property and over individuals as the local health department finds necessary for the protection of public health, and to do so through the issuance of notices and orders; and

**WHEREAS**, the Health Department’s Health Officer recognizes the likelihood of widespread community transmission already occurring among the general public and the need for Weber and Morgan Counties, along with our residents, to work cooperatively and proactively to slow the spread of COVID-19 by supporting the Governor’s effort and taking additional measures; and

**WHEREAS**, all county residents, businesses, and community and government organizations must do their respective parts to cease all non-essential travel, business, and social interactions during this time; and

**WHEREAS**, the intent of this Public Health Order is to ensure people self-isolate in their homes and places of residence to the maximum extent feasible, while at the same time enabling

essential services to continue, in order to slow the spread of COVID-19 and protect the lives of Weber and Morgan County residents to the greatest extent possible;

**NOW, THEREFORE, BE IT HEREBY ORDERED BY THE WEBER-MORGAN HEALTH OFFICER BRIAN BENNION THAT THE FOLLOWING PUBLIC HEALTH ORDER SHALL APPLY THROUGHOUT WEBER AND MORGAN COUNTIES EFFECTIVE IMMEDIATELY:**

#### **SECTION 1. GENERAL DIRECTIVE**

- All individuals present within Weber and Morgan Counties are directed to stay safe at home or their place of residence to the greatest extent possible.
- All public and private gatherings of any number of people that are not part of a single household or living unit are prohibited, except for the limited purposes permitted by this Order. Nothing in this Order shall prohibit the gathering of members of a single household or living unit.
- An individual who tests positive with COVID-19, is presenting symptoms, or has been identified as a direct contact with an individual that has tested positive shall follow the direction of health care providers and public health officials.
- This directive is not to be confused with a shelter-in-place order.

#### **SECTION 2. DIRECTIVE FOR INDIVIDUALS**

- **Stay Safe, Stay Home**
  - All individuals are directed to “Stay Safe, Stay Home,” except to engage in essential activities.
  - Work from home whenever possible. When required to go to work, adhere to social distancing. Never go to work sick.
  - Do not go to public places if you are sick.
  - Individuals should rely on telehealth options whenever feasible.

- **Follow Strict Hygiene Standards**
  - Wash hands frequently with soap and water for at least 20 seconds.
  - Use hand sanitizer frequently when hand washing is not an option.
  - Avoid touching your face. Cover coughs or sneezes (e.g., into a tissue or inside your elbow, not in your hands).
  - Regularly clean highly-touched surfaces.
  
- **Essential Activities**
  - Essential activities or tasks are those deemed necessary for the health, safety, and well-being of an individual, family, household members, or pets.
  - Leaving home for essential activities is permitted if social distancing and hygiene standards are followed.
  - These activities may include obtaining medical supplies or medication, seeking emergency services, or visiting a healthcare or behavioral healthcare professional.
  
- **Social Distancing**
  - Maintain a six-foot distance at all times from other individuals when in public.
  - Do not visit friends or family who live in a different residence without urgent need.
  - Limit physical interactions with high risk individuals (those age 60 or older or any individual with a serious underlying medical condition), including visiting hospitals, nursing homes, and other residential care facilities.
  - All high risk individuals should avoid contact with other individuals.
  - Social distancing guidelines must be followed while in outdoor spaces.
  - For additional information about staying safe from COVID-19 refer to <http://www.webermorganhealth.org/coronavirus/>.

### **SECTION 3. CLOSURES**

- The following facilities shall be closed beginning April 2, 2020, at 11:59 p.m., based on their nonessential nature and their inability to observe the social distancing necessary to slow the spread of COVID-19:
  - Places of public amusement and activity, whether indoors or outdoors, including: amusement parks, carnivals, water parks, public swimming pools and spas, splash pads, aquariums, zoos, aviaries, museums, arcades, fairs, children’s play centers, playgrounds, bowling alleys, movie and other theaters, concert and musical halls or venues, recreation centers, social clubs, and gyms and fitness centers.
  - Salons and spas, including: hair salons, barber shops, nail salons, day spas, electrolysis providers, waxing salons, eyebrow threading shops, tattoo parlors, body art establishments, massage establishments, and tanning facilities.
  - Any other facility that cannot implement proper social distancing measures.

### **SECTION 4. RECREATIONAL AND OUTDOOR ACTIVITIES**

- Individuals shall remain at least six feet apart from individuals from other households while engaging in outdoor activities (e.g., walking, hiking, running, biking, hunting, or fishing).
- All park and recreational facilities shall comply with the following regulations:
  - All playgrounds are closed until further notice.
  - Individuals shall not engage in close contact or team sports, including pickup games.
  - Individuals shall not share equipment with others.
  - Sports fields and courts may be open, but should only be used individually or by members of the same household.
  - Recreational areas, including courts, dog parks, parks, trailheads, trails, and sports fields shall only be used while maintaining six feet of space between people.

- Individuals shall not congregate at trailheads and other outdoor spaces.

## **SECTION 5. FOOD SERVICE ESTABLISHMENTS**

- All food service, restaurants, self-serve buffets, salad bars, unpackaged self-serve food services, bars, taverns, nightclubs, private liquor clubs, and saloons in Weber and Morgan Counties (hereinafter “food service establishments”) 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:
  - Dine-in services, whether inside or outside food service establishments, are prohibited.
  - Food service establishments may not admit a member, guest, patron, or customer inside the food service establishment except to order, pick up, or pay for food that is for take-out only.
  - Drive-through food service is permitted.
  - Where possible, online (e.g., Venmo, Squarecash, Google Pay, Apple Pay) and telephonic credit card transactions are strongly encouraged. Cash payments are strongly discouraged.
  - An employee who handles cash or a credit card shall use cleansing measures between each transaction, including using any best practices issued by the State Department of Health or the Health Department. An employee who handles cash or a credit card may not participate in food preparation, handling, or delivery.
  - Hotels may only serve complimentary meals if they are prepackaged, take-out meals that are eaten in areas other than a common area of the hotel. Room service or third-party delivery is also permitted.
  - Third-party delivery service (e.g., Uber Eats and DoorDash) is permitted.
  - Third-party food services are required to observe “no contact delivery,” which means they shall avoid physical contact with any customer. All employees of

such services must not engage in any delivery services if they present any symptoms of illness.

- An employee of a third-party delivery service shall use cleansing measures between each transaction, including using any best practices issued by the State Department of Health or the Health Department.
- Management of food service establishments shall ensure that no employee who presents any symptom consistent with COVID-19 at any time is permitted to work.
- Management of food service establishments shall provide measures to ensure social distancing to protect patrons while on the premises, including on the exterior of the facility.
- This Order does not restrict convenience stores from selling a hot food item or a self-serve drink. Convenience stores shall operate according to the guidelines outlined at:  
<http://www.webermorganhealth.org/coronavirus/Convenience%20stores%20covid-19.pdf>.

## **SECTION 6. GENERAL PROTOCOLS FOR ALL BUSINESSES**

- Where possible, a business should encourage its employees to telecommute.
- If telecommuting is not possible or practicable, a business should review and implement industry best practices with regard to physical distancing in the workplace, including:
  - 1) grouping employees into cohorts of no more than ten individuals that have limited contact with the other cohorts in the workplace;
  - 2) encouraging employees to avoid close contact with other individuals; and
  - 3) when close contact is necessary, encouraging employees to follow good hygienic practices of keeping distances between individuals to a minimum of six feet, engaging in appropriate regular and frequent hand washing and sanitizing, engaging in regular and frequent disinfecting of high-touch surfaces, avoiding physical contact with other individuals, and avoiding touching hands to any part of the face.

- An employee who handles cash or a credit card should use cleansing measures between transactions, including using best practices issued by the Department. Cash transactions are discouraged but not prohibited. Where possible, online (e.g., Venmo, Squarecash, Google Pay, Apple Pay) and telephonic credit card transactions are strongly encouraged.
- Management should screen each employee, on a daily basis and at the beginning of each shift, for any symptom consistent with COVID-19.
- An employee, member, guest, patron, or customer who presents any symptom consistent with COVID-19 should be excluded from the physical premises of the business.
- A business that serves a customer in person should use cleansing measures on high-touch surfaces and equipment, including using best practices issued by the Department.
- Management shall post signage approved by the Health Department which advises patrons of COVID-19 protocols.
- Management shall provide measures to ensure social distancing to protect patrons while on the premises, including on the exterior of the facility.
- All business must follow the general guidelines outlined by the Health Department at: [http://www.webermorganhealth.org/coronavirus/1Social%20Distancing\\_Business\\_Flyer\\_FIN.pdf](http://www.webermorganhealth.org/coronavirus/1Social%20Distancing_Business_Flyer_FIN.pdf).

## **SECTION 7. LONG-TERM CARE FACILITIES AND CHILD-CARE**

- Access to long-term care facilities shall be governed by the guidance issued by the Centers for Medicare & Medicaid Services and Center for Clinical Standards and Quality.
- All child-care centers and providers shall abide by the emergency conditions established by the State Department of Health available at <https://health.utah.gov/licensing/forms/All/Emergency%20Conditions%20for%20Child%20Care%20Providers%20COVID-19.pdf>.

## **SECTION 8. ESSENTIAL SERVICES**

- With the exception of excluding employees that have tested positive for COVID-19, or are presenting symptoms consistent with COVID-19, these directives do not apply to essential services such as: health care professionals, law enforcement, first responders, social service organizations, grocery stores, and other entities/workers included in the U.S. Department of Homeland Security’s list of critical infrastructure sectors available at [https://www.cisa.gov/sites/default/files/publications/CISA\\_Guidance\\_on\\_the\\_Essential\\_Critical\\_Infrastructure\\_Workforce\\_Version\\_2.0\\_Updated.pdf](https://www.cisa.gov/sites/default/files/publications/CISA_Guidance_on_the_Essential_Critical_Infrastructure_Workforce_Version_2.0_Updated.pdf).
- These industries are strongly encouraged to use appropriate precautions, such as those outlined in Section 6, to prevent and control the spread of COVID-19 while keeping essential services available to the public.
- For a list of closed, restricted, and operational services please refer to “Stay Home, Stay Safe” flyer attached to this Order and available at: <http://www.webermorganhealth.org/coronavirus/staysafestayhomeflyer.pdf>

## **SECTION 9. DURATION**

- This Order shall remain in effect through April 16, 2020, unless adjusted or further extended.

## **SECTION 10. ENFORCEMENT**

- Residents and businesses are urged to comply with this Order, and every effort will be made to educate people to achieve compliance. The Health Department will continue to respond to issues and reports of violation.
- The purpose of this Order is to protect individuals’ health, not to hold them criminally liable; however, repeat or egregious offenders may be cited and charged. While penalties outlined by state code for violating a local public health order classify the offense as a misdemeanor (class B for the initial offense, class A for repeat offenses), the Health Department has asked local municipalities to enforce the public health order initially via warnings rather than citations.

EFFECTIVE DATE: April 2, 2020

WEBER-MORGAN HEALTH DEPARTMENT

A handwritten signature in cursive script that reads "Brian Bennion".

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Brian Bennion  
Weber-Morgan Health Officer