PUBLIC HEALTH DIRECTIVE AND ORDER

Weber-Morgan Health Department
Weber and Morgan Counties, Utah

WHEREAS, COVID-19 is a pandemic virus that is easily spread and may result in serious illness or death; 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 directives and orders to address unique situations that threaten residents in our community as a result of COVID-19; and

WHEREAS, Utah Code Ann. § 26A-1-114 specifically authorizes 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 individuals as necessary for the protection of public health; 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 everyone to work cooperatively and proactively to slow the spread of COVID-19; 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 Directive and Order is to ensure people self-isolate in their homes or places of residence to the maximum extent feasible, while at the same time enabling essential services to continue, in order to 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 SHALL APPLY THROUGHOUT WEBER AND MORGAN COUNTIES EFFECTIVE IMMEDIATELY:

SECTION I. DIRECTIVE

To protect the lives of our residents, it is imperative that all individuals and businesses adhere to the following directives:

A. GENERAL DIRECTIVE

1. All individuals should stay safe at home or their place of residence to the greatest extent possible, except to engage in essential activities.

2. Public and private gatherings of any number of people that are not part of a single household or living unit are strongly discouraged.

3. Work from home whenever possible. When an individual is required to go to work, social distancing and hygiene measures should be followed. Never go to work sick.

4. Do not go to public places if you are sick.

5. Individuals should rely on telehealth and other electronic communications whenever feasible.

6. These directives should not be confused with a shelter-in-place order.

B. HYGIENE STANDARDS

1. Wash hands frequently with soap and water for at least 20 seconds.

2. Use hand sanitizer frequently when hand washing is not an option.

3. Avoid touching your face. Cover coughs or sneezes (e.g., into a tissue or inside your elbow, not in your hands).

4. Regularly clean highly-touched surfaces.
C. ESSENTIAL ACTIVITIES

1. Essential activities or tasks are those deemed necessary for the health, safety, and well-being of an individual, family, household members, or pets.

2. Individuals may leave home for essential activities, but should strictly adhere to social distancing and hygiene standards at all times.

D. SOCIAL DISTANCING

1. Maintain a six-foot distance at all times from other individuals when in public.

2. Do not visit friends or family who live in a different residence without urgent need.

3. 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.

4. All high-risk individuals should avoid contact with other individuals.

5. For additional information about staying safe from COVID-19 refer to http://www.webermorganhealth.org/coronavirus/.

E. RECREATIONAL AND OUTDOOR ACTIVITIES

1. Individuals should 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).

2. Individuals should not engage in close contact or team sports, including pickup games.

3. Do not share equipment with others.

4. Recreational areas, including courts, dog parks, parks, trailheads, trails, and sports fields should only be used while maintaining social distancing.

F. BUSINESSES

1. Whenever possible, a business should encourage its employees to telecommute.
2. If telecommuting is not possible or practicable, a business should review and implement industry best practices with regard to social distancing in the workplace, including:
   a. grouping employees into cohorts of no more than ten individuals that have limited contact with the other cohorts in the workplace;
   b. encouraging employees to avoid close contact with other individuals; and
   c. when close contact is necessary, encouraging employees to follow good hygienic practices and social distancing measures as much as possible.

3. An employee who handles cash or a credit card should use cleansing measures between transactions, including using best practices issued by the Health 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.

4. Management should screen each employee, on a daily basis and at the beginning of each shift, for any symptom consistent with COVID-19.

5. 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.

6. 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 Health Department.

7. Management should post signage approved by the Health Department which advises patrons of COVID-19 protocols.

8. Management should provide measures to ensure social distancing to protect patrons while on the premises, including around the exterior of the facility.

9. All business should follow the general guidelines outlined by the Health Department at:
   http://www.webermorganhealth.org/coronavirus/1Social%20Distancing_Business_Flyer_FIN.pdf.
G. NIGHTLY RENTALS

1. Community spread of COVID-19 is occurring throughout the United States, and the CDC is urging residents living in outbreak epicenters to refrain from all non-essential domestic travel. The virus can be spread by individuals who become infected and travel from one state to another. Due to this heightened risk, the Governor has directed all individuals to limit travel for only essential reasons.

2. Weber and Morgan Counties are popular travel destinations for non-residents. Nightly rentals, such as Airbnb and VRBO, substantially increase the likelihood of introducing community spread of COVID-19 and overwhelming our local healthcare infrastructure.

3. Private nightly rentals to non-residents of Weber and Morgan County are strongly discouraged.

4. Non-resident homeowners should refrain from traveling to Weber and Morgan Counties during this time.

H. LONG-TERM CARE FACILITIES AND CHILD-CARE

1. Access to long-term care facilities are governed by the guidance issued by the Centers for Medicare & Medicaid Services and Center for Clinical Standards and Quality.

2. All child-care centers and providers should 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 II. ORDER

A. INDIVIDUALS

1. An individual who tests positive with COVID-19, is presenting symptoms consistent with COVID-19 (fever, cough, or difficulty breathing), or has been identified as a direct contact with an individual shall follow the direction of health care providers and public health officials. Failure to do so may result in the issuance of an order of restriction.
B. GENERAL CLOSURES

1. The following facilities shall be closed based on their nonessential nature and their inability to observe the social distancing necessary to slow the spread of COVID-19:

   a. 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.

   b. 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.

C. FOOD SERVICE ESTABLISHMENTS

1. 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.

2. Notwithstanding the foregoing, food service may operate on a limited basis subject to the following operational restrictions and prohibitions:

   a. Dine-in services, whether inside or outside food service establishments, are prohibited.

   b. 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.

   c. Drive-through food service is permitted.

   d. Where possible, online (e.g., Venmo, Squarecash, Google Pay, Apple Pay) and telephonic credit card transactions are strongly encouraged. Cash payments are strongly discouraged.

   e. 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.

f. 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.

g. Third-party delivery service (e.g., Uber Eats and DoorDash) is permitted.

h. 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.

i. 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.

j. 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.

k. Management of food service establishments shall provide measures to ensure social distancing to protect patrons while on the premises, including around the exterior of the facility.

l. 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 III. EXCEPTIONS

A. ESSENTIAL SERVICES

1. 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.

2. These industries are strongly encouraged to use appropriate precautions, such as those outlined above, to prevent and control the spread of COVID-19 while keeping essential services available to the public.

3. For a list of closed, restricted, and operational services please refer to “Stay Home, Stay Safe” flyer attached and available at: http://www.weberrmorganhealth.org/coronavirus/staysafestayhomeflyer.pdf

SECTION IV. ENFORCEMENT

The purpose of this Directive and Order is to protect the lives of Weber and Morgan County residents. The Health Department has asked local governments to enforce Section II initially via warnings in order to gain voluntary compliance. However, repeat or egregious violations of Section II may result in issuance of orders of restriction, revocation of permits, civil penalties, and/or criminal charges being filed in accordance with Utah Code § 26A-1-123.

SECTION V. DURATION

This Order shall remain in effect through May 1, 2020, unless adjusted or further extended.

EFFECTIVE DATE: April 14, 2020

WEBER-MORGAN HEALTH DEPARTMENT

[Signature]
Brian Bennion
Weber-Morgan Health Officer

Approved as to form:

[Signature]
Christopher K. Crockett
Weber County Attorney’s Office