

**AMENDED STANDING PUBLIC HEALTH ORDER 2020-03  
REQUIRING MITIGATION PLAN OF ALL BUSINESSES  
ROUTT COUNTY BOARD OF HEALTH**

**Recitals**

A. Routt County Resolution 2009-018, established the Routt County Public Health Agency, pursuant to C.R.S. § 25-1-506, designating the Board of County Commissioners of Routt County as the Routt County Board of Health (“Board of Health”).

B. Public Health has the statutory authority to investigate and control the causes of epidemic or communicable diseases and conditions affecting public health, as well as to establish, maintain, and enforce isolation and quarantine, and to exercise physical control over persons within its jurisdiction as necessary for the protection of public health. C.R.S. § 25-1-506 (3)(b)(V) and (VI).

C. Public Health has the statutory authority to close schools and public places and to prohibit gatherings of people when necessary to protect public health. C.R.S. § 25-1-506.

D. Public Health has jurisdiction for both incorporated and unincorporated Routt County. C.R.S. § 25-1-506(2)(a).

E. The Director General of the World Health Organization has declared that COVID-19 constitutes a Public Health Emergency of International Concern and characterized it as a pandemic. The Secretary of the U.S. Department of Health and Human Services has declared COVID-19 constitutes a public health emergency and on March 13, 2020, the President of the United States declared a National Emergency. On March 10, 2020, Colorado Governor Jared Polis declared a State of Disaster Emergency and he extended that Declaration on April 8, 2020. The Colorado Department of Public Health and Environment has confirmed that COVID-19 continues to spread throughout the State of Colorado, and community transmission of the illness has been confirmed in Routt County. On March 13, 2020, Routt County declared a local disaster.

F. In consultation with the Routt County Public Health Director and the Routt County Public Health Medical Officer, the Board of Health issues these orders to slow the spread of the COVID-19 virus.

G. These actions are some of the most available and effective tools to help slow the spread of the virus in our community – and, importantly, to reduce the number of potential deaths caused by COVID-19. By slowing the spread, we have a chance to protect our family, friends, and neighbors who are at risk for severe illness. In particular, this includes all adults over age 60 and anyone with an underlying health condition.

These actions will limit the cascading impacts on critical services due to high absenteeism if large numbers of workers become ill. This Order and actions will help hospitals, first responders, and other healthcare services continue to provide services for those who need them (along with utilities, human services, and businesses) in the coming weeks and months. Collective action can save lives and is in support of the most vulnerable in our community. The more united we can be in preventing the spread the greater the benefit for the whole community.

NOW, THEREFORE, IT IS ORDERED:

1. This Order is effective within the entirety of Routt County, including all cities and towns within the County.

2. The issuance of this Order is deemed reasonable and necessary for the preservation of the public health, safety and welfare.

3. This Order applies to any individual, business or organization, including for profit or non-profit, regardless of its corporate structure, engaged in any commercial, manufacturing, or service activities (collectively "Business"). For the purposes of this Order, the term "employee" shall include owners, contractors, subcontractors, workers, and volunteers regardless of the absence of any employer-employee relationship.

4. **Social Distancing Requirements for all Businesses.**

All Businesses operating within Routt County shall immediately implement the following Social Distancing Requirements:

a. Older adults (age 60 and older) and individuals with underlying medical conditions that are at increased risk of contracting COVID-19 are encouraged to not visit a Business (whether as an employee, customer, or other person). Employers are encouraged to provide additional mitigation for these employees whenever possible.

b. Employees must self screen for COVID-19 symptoms each day, including measuring the employee's temperature. Businesses shall keep records that the screen was completed such as having employees sign a record that the symptom check has been completed. Any employee that exhibits COVID-19 symptoms must be excluded from work.

c. Social distancing measures must be employed to ensure that employees and people from the public can easily maintain a minimum of 6 foot distance from each other, except for momentary circumstances to accept payment, deliver goods, walk past, perform otherwise necessary tasks, or the nature of the Business requires closer proximity. Achieving adequate social distancing may require limiting the number of people that can enter or participate in a location at any one time.

d. All employees and customers must cover their nose and mouth with a face-covering, unless the nature of the Business requires the removal of the face-covering.

- e. Where lines may form at a facility, six-foot increments at a minimum must be marked, establishing where individuals should stand to maintain adequate social distancing.
- f. Signs at the entrance of each facility that remains in use must be posted informing all employees and customers that they should avoid entering the facility if they have a cough or fever, maintain a minimum six-foot distance from one another, sneeze and cough into a cloth or tissue or, if not available one's elbow, not shake hands, or engage in any unnecessary physical contact.
- g. Hand sanitizer, soap and water, or effective disinfectant shall be made available at or near the entrance of the facility, any area where there is high-frequency employee interaction with members of the public such as the cashier, and in other appropriate areas for use by attendees, the public, and employees.
- h. Contactless payment systems should be provided, or, if not feasible to do so, all payment portals, pens, and styluses must be disinfected after each use.
- i. Other high-touch surfaces should be regularly disinfected and environmental cleaning guidelines from the US Centers for Disease Control and Prevention (CDC) must be followed (e.g., clean and disinfect high touch surfaces daily or more frequently).
- j. Vehicles, other than those used for public transit, that transport more than one employee of businesses are a higher-risk environment therefore the following requirements must be met.
  - i. Employees must use hand sanitizer prior to entering the vehicle.
  - ii. Employees must cover their nose and mouth with a non-medical, cloth face-covering when in vehicle.
  - iii. The number of passengers must be limited to 50% of the vehicle's occupancy to increase the distance between passengers to the largest extent possible.
  - iv. Windows must remain open and/or ventilation increased.
  - v. High-touch surfaces in the vehicle shall be disinfected daily.
- k. Businesses shall limit travel by employees in and out of Routt County. If a Business has employees that travel in order to work, the Business shall take reasonable measures to reduce this travel, such as allowing employees to remain in Routt County to complete their work. Such measures shall be included in the Mitigation Protocol, defined below.

## 5. Mitigation Protocol.

All Businesses at which there is more than one person present at any time (whether employees or members of the public) must prepare a "Mitigation Protocol" by 8:00 a.m. on April 14, 2020, or prior to opening to more than one person, whichever is later, for each facility or operational location in Routt County. The Mitigation Protocol must be substantially in the form attached to this Order as Appendix A and must address the Social Distancing Requirements in paragraph 5, above.

- a. The Mitigation Protocol must be posted at or near the entrance of each facility that remains in use, and shall be easily viewable by the public and employees. A copy of the Mitigation Protocol must also be provided to each employee performing work at the facility.

b. All Businesses shall implement their Mitigation Protocol and provide evidence of its implementation to any authority enforcing this Order upon demand.

c. For construction Businesses, the COVID-19 Construction Site Management Plan Requirements issued by the Routt County Regional Building Department, as may be amended from time to time, are incorporated in to this Order as if fully set forth herein. The Construction Site Management Plan shall incorporate all requirements of this Order and may be posted as a substitute for the Mitigation Protocol required herein.

d. Failure to develop and post a Mitigation Protocol or inability to meet the requirements of the Mitigation Protocol and this Order may result in the closure of a Business and its facilities.

6. The responsibility for compliance with this order shall apply to the owner of the Business and the property owner of the property on which the facility is located. In addition, each employee or member of the public utilizing the facilities of the Business shall be personally responsible for their own compliance with this Order.

7. Any Business that provides more stringent mitigation and social distancing requirements shall be deemed to have met the intent of this Order.

8. **Most Restrictive Standard Controls.** To the extent any State and/or Federal orders or laws are more restrictive than what is set forth herein, such orders control.

9. **Judicial Review.** Any person aggrieved and affected by this Order has the right to request judicial review by filing an action with the Routt County District Court within 90 days of the date of this Order, pursuant to C.R.S. § 25-1-515. However, you must continue to obey the terms of this Order while your request for review is pending.

10. **Penalties.** Failure to comply with this Order is subject to the penalties contained in C.R.S. §§ 25-1-516 and 18-1.3-501, including a fine of up to five thousand (\$5,000) dollars and imprisonment in the county jail for up to eighteen (18) months and may subject the person to a civil action for damages.

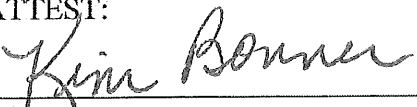
11. This Order is effective, as amended as of April 27, 2020 and is in effect for 30 days, through May 27, 2020, unless extended or earlier rescinded.


ORDERED THIS 27th day of April, 2020.

**BY THE BOARD OF HEALTH FOR ROUTT COUNTY, COLORADO.**

  
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Timothy V. Corrigan, Chair

ATTEST:

  
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Kim Bonner,  
Routt County Clerk and Recorder

by   
Jenny Thomas  
Chief Deputy

