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Nevada County Public Health Officer Order: Clarification of Governor's and State Health Officer's "Stay-at-Home" Order as Related to Lodging Facilities

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

WHEREAS, in Nevada County, as well as throughout California and the nation, there are insufficient quantities of critical healthcare infrastructure, including hospital beds, ventilators and workers, capable of adequately treating mass numbers of patients at a single time – should the virus spread unchecked; and

WHEREAS, in direct response to that lack of healthcare infrastructure, governments across the nation are taking actions to slow the spread of COVID-19 in order to "flatten the curve" of infection and reduce the numbers of individuals infected at any one time by minimizing situations where the virus can spread; and

WHEREAS, in furtherance of this effort, on March 19, 2020, Governor Newsom issued Executive Order N-33-20, requiring all persons residing in the State to remain in their homes or places of residence, except as needed to maintain the continuity of operations for critical infrastructure (the "Stay-at-Home Order"); and

WHEREAS, on March 20, 2020, the Governor issued additional guidance identifying "Essential Critical Infrastructure Workers" in order to effectuate the Stay-at-Home Order (the "Guidance"). This Guidance, which is attached hereto as an Exhibit and incorporated by this reference, identifies various industry sectors that are deemed essential to maintain the continuity of operations for critical infrastructure, and which thus, may continue to operate notwithstanding the Stay-at-Home Order; and

WHEREAS, the Guidance further lists specific jobs and functions within those critical infrastructure sectors that are deemed "necessary". This includes hotels and lodging activities related to isolating or quarantining persons infected with or exposed to the COVID-19 virus, or housing workers performing jobs deemed essential to maintaining critical infrastructure; and

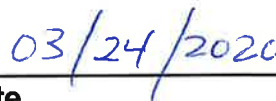
WHEREAS, the Nevada County Health Officer wishes to provide clarity and guidance to businesses in the lodging sector of Nevada County, regarding operations under the Governor's and State Health Officer's Stay-At-Home Order and therefore issues the following:

NOW, THEREFORE, the Nevada County Health Officer clarifies the Governor's Stay-at-Home Order as follows:

1. Short-term lodging facilities (including hotels, motels, condominiums or other units) which are used for COVID-19 mitigation and containment measures, including measures to protect homeless populations, may continue to operate for the limited purpose of providing such mitigation and containment measures (examples include: isolation and quarantine or the housing of displaced persons).
2. Short-term lodging facilities (including hotels, motels, condominiums or other units) which are used to house workers performing functions that are essential to maintain the continuity of operations for critical infrastructure, as listed in the attached Guidance, may continue to operate for the limited purpose of housing those critical infrastructure workers.
3. In the event of a question or uncertainty as to whether a particular short-term lodging use falls within the Governor's exemptions (i.e., whether it constitutes a mitigation or containment measure, or involves a critical infrastructure worker), a written determination from the Nevada County Health Officer, or the Nevada County Director of Emergency Services that the use is authorized, or a directive from any of those entities to allow the use, shall be adequate to authorize such use. In the event it is not possible to obtain a determination in writing, such determination may be received orally and documented by the lodging provider (name of authorizing person, entity and date/time authorization made).



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Nevada County Public Health Officer



Date