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**NEVADA COUNTY PUBLIC HEALTH OFFICER**

**AMENDED ORDER REGARDING CLARIFICATION OF GOVERNOR'S AND STATE HEALTH OFFICER'S "STAY-AT-HOME" ORDER AS RELATED TO LODGING FACILITIES**

**DATE OF ORDER: MAY 21, 2020**

**This Amended Order replaces the Nevada County Public Health Officer's Stay-at-Home Order as Related to Lodging Facilities, dated March 24, 2020, and shall remain in effect until rescinded or modified in writing by the Nevada County Public Health Officer.**

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 COVI D-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 COVI D-19 virus, or housing workers performing jobs deemed essential to maintaining critical infrastructure; and

WHEREAS, through this Amended Order, 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, including amendments related to permissible travel for access to short-term lodging for individuals working in "essential businesses and open sectors" listed in Stage 2 of the Resilience Roadmap, 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, campgrounds, RV parks, 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, campgrounds, RV parks, or other units) may continue to operate for individuals requiring lodging for the performance of functions essential to maintaining the continuity of operations for critical infrastructure, as listed in the attached guidelines, as well as individuals who work in essential businesses and open sectors in Nevada County. An updated list of current essential businesses and open sectors may be found at <http://covid19.ca.gov/roadmap/>. Travel to and from short-term lodging facilities for these purposes shall be permitted.
3. In the event of a question or uncertainty as to whether a particular short-term lodging use falls within the Governor's or Nevada County Health Officer's exemptions (i.e., whether it constitutes a mitigation or containment measure, or involves a critical infrastructure, essential business, or open sector 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).
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. This Order shall be effective immediately and will remain in effect until rescinded or modified by the Nevada County Public Health Officer.
6. If any provision of this Order to the application thereof to any person or circumstance is held to be invalid, the remainder of the Order, including the application of such part or provision to other persons or circumstances, shall not be affected and shall continue in full force and effect. To this end, the provisions of this Order are severable.
7. Copies of this Order shall promptly be: (1) made available at the County Government Center at 950 Maidu Avenue, Nevada City, CA 95959; (2) posted on the County website (available at [www.mynevadacounty.com/coronavirus](http://www.mynevadacounty.com/coronavirus)); and (3) provided to any member of the public requesting a copy of this Order.

**IT IS SO ORDERED:**



Dr. Ken Cutler  
Public Health Officer  
County of Nevada

Dated: May 21, 2020