



HEALTH OFFICER ORDER NO. 20-15 [REVISED]

ORDER OF THE HEALTH OFFICER OF THE COUNTY OF ALAMEDA DIRECTING ALL INDIVIDUALS IN THE COUNTY TO CONTINUE TO COMPLY WITH SOCIAL DISTANCING MEASURES AND OTHER RESTRICTIONS NECESSARY TO CONTROL THE SPREAD OF COVID- 19

DATE OF ORDER: November 17, 2020

**PORTIONS OF THIS ORDER, PRIMARILY SECTION 14.F CONCERNING
“ESSENTIAL BUSINESSES” AND APPENDIX C ARE SUSPENDED UNTIL FURTHER
NOTICE BY OPERATION OF HEALTH OFFICER ORDER NO. 20-17. SUSPENDED
PROVISIONS ARE INDICATED BY STRIKETHROUGH TEXT. ADDITIONS ARE
UNDERLINED.**

Summary of Order: This Order of the County of Alameda’s Public Health Officer continues to maintain restrictions on movement and public and private gatherings set forth in the Health Officer’s June 5, 2020 Shelter in Place Order, and as revised. However, considering the continued progress toward controlling the spread of COVID-19 in the County of Alameda and neighboring jurisdictions, this Order allows certain additional business, recreational, social, and cultural activities to resume. The Order:

1. Allows for small public and private gatherings comprised of individuals from a stable group of up to three (3) households subject to certain conditions;
2. Replaces the Prior Order’s Social Distancing Protocol with a Site-Specific Protection Plan (Appendix A) for businesses allowed to operate under the Order;
3. ~~Allows certain business providing services with limited person-to-person contact, including appliance repair and pet grooming services, to resume operations;~~
4. ~~Allows all travel;~~
5. ~~Subject to conditions, allows:~~
 - a. ~~Indoor and outdoor retail~~
 - b. ~~Manufacturing~~
 - c. ~~Logistics and warehousing~~
 - d. ~~Limited services (including dog walkers and indoor and outdoor pet grooming)~~
 - e. ~~indoor and outdoor religious and cultural services~~
 - f. ~~Indoor and outdoor First Amendment activities~~
 - g. ~~Indoor and Outdoor dining~~
 - h. ~~Outdoor non-contact Fitness classes~~

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- ~~i. Indoor and outdoor museums, historical sites, and publicly accessible gardens~~
- ~~j. Dog parks~~
- ~~k. School and College Sports~~
- ~~l. Professional sports~~
- ~~m. Zoos~~
- ~~n. Outdoor swimming pools~~
- ~~o. Outdoor winery tastings~~
- ~~p. Indoor hair salons, barbershops, and nail salons~~
- ~~q. Personal care services~~
- ~~r. Outdoor recreational activities~~
- ~~s. Indoor, in person elementary education~~
- ~~t. Libraries~~
- ~~u. Gyms, fitness centers, dance studios and other exercise facilities~~
- ~~v. Hotels, lodging, and short term rentals~~
- ~~w. Outdoor recording, live streaming, and broadcast events~~
- ~~x. Outdoor playgrounds and outdoor recreational facilities~~
- ~~y. Outdoor cardrooms, casinos, and satellite wagering sites~~
- ~~z. Movie theaters~~

Please read this Order carefully. Violation of or failure to comply with this Order is a misdemeanor punishable by fine, imprisonment, or both. (California Health and Safety Code § 120295, *et seq.*; Cal. Penal Code §§ 69, 148(a)(1))

UNDER THE AUTHORITY OF CALIFORNIA HEALTH AND SAFETY CODE SECTIONS 101040, 101085, AND 120175, THE HEALTH OFFICER OF THE COUNTY OF ALAMEDA (“HEALTH OFFICER”) ORDERS:

This Order supersedes the June 5, 2020 Order of the Health Officer, as revised, directing all individuals to shelter in place (“Prior Order”). This Order amends, clarifies, and continues certain terms of the Prior Order to ensure continued social distancing and limit person-to-person contact to reduce the rate of transmission of Novel Coronavirus Disease 2019 (“COVID-19”). This Order continues to restrict activity and governmental and business functions. But considering the progress achieved in slowing the spread of COVID-19 in the County of Alameda (the “County”) and neighboring jurisdictions, the Order allows certain additional business, recreational, social, and cultural activities to resume, subject to the limitations set forth herein.

1. The primary intent of this Order is for Alameda County to slow the spread of COVID-19 and mitigate the impact on delivery of critical healthcare services. All provisions of this Order must be interpreted to effectuate this intent. However, this Order allows specific business, recreational, social, and cultural activities to resume while the Health Officer continues to assess the transmissibility and clinical severity of COVID-19 and monitors indicators described in Section 11. Failure to comply with any of the provisions of this

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Order constitutes an imminent threat and menace to public health, constitutes a public nuisance, and is punishable by fine, imprisonment, or both.

2. Except as otherwise provided in this Order, no public or private gathering of individuals who are not members of the same household or living unit is permitted. Individuals who do not currently reside in the County must comply with all applicable requirements of the Order when in the County. Individuals experiencing homelessness are exempt from this Section but are strongly urged to obtain shelter. Governmental and other entities are strongly urged to, as soon as possible, make such shelter available and provide handwashing or hand sanitation facilities to persons who continue experiencing homelessness.
3. When people need to leave their place of residence for the limited purposes allowed in this Order, they must strictly comply with Social Distancing Requirements as defined in Section 14.k, except as expressly provided in this Order, and must wear Face Coverings as provided in, and subject to the limited exceptions in, the Health Officer Order 20-13 dated June 5, 2020 (the “Face Covering Order”).
4. The following business and activities are permitted within the County of Alameda and may operate or be carried out consistent with the requirement of this Order:
 - a. Essential Activities, as defined in Section 14.a.
 - b. Healthcare Operations, as defined in Section 14.b.
 - c. Essential Infrastructure, as defined in Section 14.c.
 - d. Essential Governmental Functions, as defined in Section 14.d
 - e. ~~Essential Businesses, as defined in Section 15.f.~~
 - f. Outdoor Businesses, as defined in Section 14.l.
 - g. Outdoor Activities, as defined in Section 14.m.
 - h. Additional Businesses and Additional Activities, as set forth in Section 14.n-14.o
Appendix C.

Nothing in this Order prevents personnel, volunteers, or contractors from performing activities at their own residences (i.e., working from home). Further, businesses not otherwise permitted to operate under this Order may perform Minimum Basic Operations as defined in Section 14.g. All businesses, including Essential Businesses, must maximize the number of personnel who work from home, and may only assign those personnel who cannot perform their job duties from home to work outside the home.



5. All businesses operating under this Order must prepare or update, post, implement, and distribute to their personnel a Site-Specific Protection Plan for each of their facilities in the County frequented by personnel or members of the public, as specified in Section 14.h. In addition to the Site-Specific Protection Plan, all businesses allowed to operate under this Order must follow any industry-specific guidance issued by the Health Officer related to COVID-19 and any conditions on operation specified in this Order, including those imposed by the Health Officer, or in industry guidance issued by the California Department of Public Health and Department of Industrial Relations (<https://covid19.ca.gov/industry-guidance/>). Except as otherwise provided in this Order, businesses that include an Essential Business or Outdoor Business component at their facilities alongside other components must, to the extent feasible, scale down their operations to the Essential Business and Outdoor Business components only; provided, however, mixed retail businesses that are otherwise allowed to operate under this Order may continue to stock and sell non-essential products.
6. Notwithstanding the requirements of Section 3, small public and private gatherings comprised of individuals from a stable group of up to three (3) households and no more than 25 people are permitted subject to the California Department of Public Health's [Guidance for Private Gatherings](#), and the requirements of this Order and any of the Order's Appendices. Childcare and Youth Extracurricular Activity Units are also permitted. For purposes of this Section:
 - a. A "household" is a single residence unit that consists of one or more persons, whether or not related, who make common provision for food and other essentials for living.
 - b. Households are a "stable group" when those households participating in gatherings remain the same during a period of at least three weeks. An individual may not belong to more than one stable group at a time. Bringing different households into and out of the stable group increases the risk of spreading COVID-19.
 - c. All participants in small public and private gatherings must practice social distancing, wear face coverings, and practice regular hand hygiene while participating in such gatherings.
 - d. Gatherings should be limited to two (2) hours.
 - e. If gathering in a public place, like a park, more than one group of households may gather in the same place, but those groups must remain apart and may not intermingle.
 - f. A gathering does not include normal operations held in childcare settings or preschool, kindergarten, elementary, secondary, or higher education classrooms (when operation is permitted under this Order or its Appendices); areas where people may be in transit (like train stations and airports); or settings in which people are in the same general space at the same time but doing separate activities, like medical offices, hospitals, or business environments like offices, stores, and restaurants where people may be working, shopping, or eating in the same general area but are not gathering together in an organized fashion. A



gathering also does not include internal meetings solely among employees of a single business held at that business's own facility or worksite.

- g. A Childcare or Youth Extracurricular Activity Unit means a group of not more than 14 children/youth and no more than two supervising adults that is formed for the purpose of providing childcare or for the purpose of allowing children and youth to engage in extracurricular activities. If more than one group of children and youth is at one facility, each group shall be in a separate room or area. Groups shall not mix with each other.
- h. No person may be a member of more than two Childcare or Youth Extracurricular Activity Unit during any three-week period.
- i. Members of a Childcare or Youth Extracurricular Activity Unit are strongly encouraged to comply with Social Distancing Requirements and wear face covering to the extent feasible. Children 2 years or younger must not wear face coverings.

Nothing in this Order prevents any person from being a member of both a stable group of households for purposes of outdoor gathering, and a Childcare or Youth Extracurricular Activity Unit during any three-week period. Further, nothing in this Order prohibits members of a group of households from engaging in Essential Activities, Outdoor Activities, or Additional Activities together.

- 7. All travel, including travel for tourism, is permitted. People may use public transit for purposes of performing activities permitted under this Order. Transit agencies and people riding on public transit must comply with Social Distancing Requirements, as defined in Section 14.k, to the greatest extent feasible, and personnel and passengers must wear Face Coverings as required by the Face Covering Order.
- 8. This Order is issued based on evidence of continued significant community transmission of COVID-19 within the County and throughout the Bay Area; evidence of asymptomatic and presymptomatic transmission by respiratory aerosols and droplets; scientific evidence and best practices regarding the most effective approaches to slow the transmission of communicable diseases generally and COVID-19 specifically; evidence that the age, condition, and health of a significant portion of the population of the County places it at risk for serious health complications, including death, from COVID-19; and further evidence that others, including younger and otherwise healthy people, are also at risk for serious outcomes. Due to the outbreak of the COVID-19 disease in the general public, which is a pandemic according to the World Health Organization, there is a public health emergency throughout the County. Making the problem worse, some individuals who contract the virus causing the COVID-19 disease have no symptoms or have mild symptoms, which means they may not be aware they carry the virus and are transmitting it to others. Further, evidence shows that the virus can survive for hours to days on surfaces and be indirectly transmitted between individuals. Because even people without symptoms can transmit the infection, and because evidence shows the infection is easily



spread, gatherings and other direct or indirect interpersonal interactions can result in preventable transmission of the virus.

9. The collective efforts taken to date regarding this public health emergency have slowed the virus' trajectory, but the emergency and the attendant risk to public health remain significant. As of November 16, 2020, there are 26,460 confirmed cases of COVID-19 in the County and 493 deaths. The cumulative number of confirmed cases continues to increase. Evidence suggests that the restrictions on mobility and social distancing requirements imposed by the Prior Order continue to be necessary to slow the rate of increase in community transmission and confirmed cases by limiting interactions among people, consistent with scientific evidence of the efficacy of similar measures in other parts of the country and world.
10. The Health Officer will continue to monitor several key indicators (“COVID-19 Indicators”) to inform their decision as to whether to modify the restrictions in this Order. The Health Officer will continually review whether modifications to the Order are warranted based on (1) progress on the COVID-19 Indicators; (2) developments in epidemiological and diagnostic methods for tracing, diagnosing, treating, or testing for COVID-19; and (3) scientific understanding of the transmission dynamics and clinical impact of COVID-19. The COVID-19 Indicators include, but are not limited to, the following:
 - a. The trend of the number of new COVID-19 cases and hospitalizations per day.
 - b. The capacity of hospitals and the health system in the County and region, including acute care beds and Intensive Care Unit beds, to provide care for COVID-19 patients and other patients, including during a surge in COVID-19 cases.
 - c. The supply of personal protective equipment (PPE) available for hospital staff and other healthcare providers and personnel who need PPE to safely respond to and treat COVID-19 patients.
 - d. The ability and capacity to quickly and accurately test persons to determine whether they are COVID-19 positive, especially those in vulnerable populations or high-risk settings or occupations.
 - e. The ability to conduct case investigation and contact tracing for the volume of cases and associated contacts that will continue to occur, isolating confirmed cases and quarantining persons who have had contact with confirmed cases.
11. Scientific evidence shows that at this stage of the emergency, it remains essential to continue to slow virus transmission to help (a) protect the most vulnerable; (b) prevent the health care system from being overwhelmed; (c) prevent long-term chronic health conditions, such as cardiovascular, kidney, and respiratory damage and loss of limbs

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from blood clotting; and (d) prevent deaths. This Order is necessary to slow the spread of the COVID-19 disease, preserving critical and limited healthcare capacity in the County and advancing toward a point in the public health emergency where transmission can be controlled. At the same time, since the Prior Order was issued, the County has continued to make progress in expanding health system capacity and healthcare resources and in controlling community transmission of COVID-19. In light of progress on these indicators, and subject to continued monitoring and potential public health-based responses, the State has identified additional business and activities that may resume operations, taking into account health-related considerations and transmission risk factors including, but not limited to, the intensity and quantity of contacts and the ability to substantially mitigate transmission risks associated with the operations. A listing of those businesses and activities can be found [here](#).

12. This Order is issued in accordance with, and incorporates by reference, the March 4, 2020 Proclamation of a State of Emergency issued by Governor Gavin Newsom, the Declarations of Local Health Emergency issued by the Health Officer on March 1 and 5, the March 10, 2020 Resolution of the Board of Supervisors of the County of Alameda Ratifying the Declarations of Local Health Emergency, and the March 17, 2020 Resolution of the Board of Supervisors Ratifying the Declaration of Local Emergency.

13. This Order is also issued in light of the March 19, 2020 Order of the State Public Health Officer (the “State Shelter Order”), which set baseline statewide restrictions on non-residential business activities, and subsequent orders and guidance issued by the Governor, the State Health Officer, and the California Department of Public Health and Department of Industrial Relations. This Order adopts in certain respects more stringent restrictions addressing the particular facts and circumstances in this County, which are necessary to control the public health emergency as it is evolving within the County and the Bay Area. Without this tailored set of restrictions that further reduces the number of interactions between persons, scientific evidence indicates that the public health crisis in the County will worsen to the point at which it may overtake available health care resources within the County and increase the death rate. Where a conflict exists between this Order and any state public health order related to the COVID-19 pandemic, the most restrictive provision controls.

14. Definitions and Exemptions.

- a. Individuals may leave their residence to perform the following “Essential Activities.” However, people at high risk of severe illness from COVID-19 and people who are sick are strongly urged to stay in their residence to the extent possible, except as necessary to seek or provide medical care or Essential Governmental Functions. Essential Activities are as follows:
 - i. To engage in activities or perform tasks important to their health and safety, or to the health and safety of their family or household members (including pets), such as, by way of example only and without limitation,

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obtaining medical supplies or medication, or visiting a health care professional.

- ii. To obtain necessary services or supplies for themselves and their family or household members, or to deliver those services or supplies to others, such as, by way of example only and without limitation, canned food, dry goods, fresh fruits and vegetables, pet supply, fresh meats, fish, and poultry, and any other household consumer products, or products necessary to maintain the habitability, sanitation, and operation of residences.
- iii. To engage in outdoor recreation activity, including, by way of example and without limitation, walking, hiking, bicycling, and running, in compliance with Social Distancing Requirements and with the following limitations:
 1. Outdoor recreation activity at parks, beaches, and other open spaces must comply with any restrictions on access and use established by the Health Officer, government, or other entity that manages such area to reduce crowding and risk of transmission of COVID-19. Such restrictions may include, but are not limited to, restricting the number of entrants, closing the area to vehicular access and parking.
 2. Use of outdoor recreational areas and facilities with high-touch equipment or that encourage gathering, including, but not limited to, playgrounds, gym equipment, climbing walls, and barbecue areas is permissible, subject to the requirements described in Guidance issued by the California Department of Public Health and the Department of Industrial Relations.
 3. Except as expressly allowed under this Order, sports or activities that include the use of shared equipment or physical contact between participants may only be engaged in by members of the same household or living unit.
 4. Use of shared outdoor facilities for recreational activities that may occur outside of residences consistent with the restrictions set forth in subsections 1, 2, and 3, above, including, but not limited to, skate parks, athletic fields, and tennis and pickleball courts, must, before they may begin, comply with social distancing and health/safety protocols posted at the site and any other restrictions, including prohibitions, on access and use established by the Health Officer, government, or other entity that manages such area to reduce crowding and risk of transmission of COVID-19. Tennis



and pickleball courts may be used by members of different households or living units so long as no more than two people are present (i.e., singles tennis or pickleball).

- iv. To perform work for or access an Essential Business, Outdoor Business, or Additional Business; or to otherwise carry out activities specifically permitted in this Order, including Minimum Basic Operations, as defined in this Section.
 - v. To provide necessary care for a family member or pet in another household who has no other source of care.
 - vi. To attend a funeral with attendance limited to 100 individuals.
 - vii. To move residences. When moving into or out of the Bay Area region, individuals are strongly urged to quarantine for 14 days. To quarantine, individuals should follow the guidance of the United States Centers for Disease Control and Prevention.
- b. Individuals may leave their residence to work for, volunteer at, or obtain services at “Healthcare Operations,” including, without limitation, hospitals, clinics, COVID-19 testing locations, dentists, pharmacies, blood banks and blood drives, pharmaceutical and biotechnology companies, other healthcare facilities, healthcare suppliers, home healthcare services providers, mental health providers, or any related and/or ancillary healthcare services. “Healthcare Operations” also includes veterinary care and all healthcare services provided to animals. This exemption for Healthcare Operations shall be construed broadly to avoid any interference with the delivery of healthcare, broadly defined. “Healthcare Operations” excludes fitness and exercise gyms and similar facilities.
- c. Individuals may leave their residence to provide any services or perform any work necessary to the operation and maintenance of “Essential Infrastructure,” including airports, utilities (including water, sewer, gas, and electrical), oil refining, roads and highways, public transportation, solid waste facilities (including collection, removal, disposal, recycling, and processing facilities), cemeteries, mortuaries, crematoriums, and telecommunications systems (including the provision of essential global, national, and local infrastructure for internet, computing services, business infrastructure, communications, and web-based services).
- d. Individuals may leave their residences to perform or access “Essential Governmental Functions,” as determined by the governmental entity performing those functions in the County, including election related activities such as signature gathering. Each governmental entity shall identify and designate appropriate personnel, volunteers, or contractors to continue providing and



carrying out any Essential Governmental Functions, including the hiring or retention of new personnel or contractors to perform such functions. Each governmental entity and its contractors must employ all necessary emergency protective measures to prevent, mitigate, respond to, and recover from the COVID-19 pandemic, and all Essential Governmental Functions shall be performed in compliance with Social Distancing Requirements to the greatest extent feasible. For the purposes of this Order, all first responders, emergency management personnel, emergency dispatchers, court personnel, and law enforcement personnel, and others who need to perform essential services are categorically exempt from this Order to the extent they are performing those essential services.

- e. For the purposes of this Order, a “business” includes any for-profit, non-profit, or educational entity, whether a corporate entity, organization, partnership or sole proprietorship, and regardless of the nature of the service, the function it performs, or its corporate or entity structure.
- f. **[SUSPENDED UNTIL FURTHER NOTICE]** ~~Essential Businesses may operate in the County of Alameda. For the purposes of this Order, “Essential Businesses” are as follows:~~
 - ~~i. Healthcare Operations and businesses that operate, maintain, or repair Essential Infrastructure.~~
 - ~~ii. Grocery stores, certified farmers’ markets, farm and produce stands, supermarkets, food banks, convenience stores, and other establishments engaged in the retail sale of unprepared food, canned food, dry goods, non-alcoholic beverages, fresh fruits and vegetables, pet supply, fresh meats, fish, and poultry, as well as hygienic products and household consumer products necessary for personal hygiene or the habitability, sanitation, or operation of residences, or to enable work from home. The businesses included in this subparagraph (ii) include establishments that sell multiple categories of products provided that they sell a significant amount of essential products identified in this subparagraph, such as liquor stores that also sell a significant amount of food.~~
 - ~~iii. Food cultivation, including farming, livestock, and fishing.~~
 - ~~iv. Businesses that provide food, shelter, and social services, and other necessities of life for economically disadvantaged or otherwise needy individuals.~~
 - ~~v. Construction, but only as permitted under the State Shelter Order and only pursuant to the Construction Safety Protocols listed in Appendix B and incorporated into this Order by this reference. Public works projects shall~~



~~also be subject to Appendix B, except if other protocols are specified by the Health Officer.~~

- ~~vi. Newspapers, television, radio, and other media services.~~
- ~~vii. Gas stations and auto supply, auto repair (including, but not limited to, for cars, trucks, motorcycles and motorized scooters), and automotive dealerships, but only for the purpose of providing auto supply and auto repair services. This subparagraph (vii) does not restrict the on-line purchase of automobiles if they are delivered to a residence or Essential Business.~~
- ~~viii. Bicycle repair and supply shops.~~
- ~~ix. Banks and money remittance services, financing services at pawn shops, check-cashing services, money lenders, and similar financial institutions. For businesses that mix a financial service component with a retail or other component, only the financial service can be open.~~
- ~~x. Service providers that enable real estate transactions (including rentals, leases, and home sales), including, but not limited to, real estate agents, escrow agents, notaries, and title companies, provided that appointments and other residential real estate viewings must only occur virtually or, if a virtual viewing is not feasible, by appointment with no more than two visitors at a time residing within the same household or living unit and one individual showing the unit (except that in-person visits are not allowed when the occupant is present in the residence).~~
- ~~xi. Hardware stores.~~
- ~~xii. Plumbers, electricians, exterminators, and other service providers who provide services that are necessary to maintaining the habitability, sanitation, or operation of residences and Essential Businesses.~~
- ~~xiii. Businesses providing mailing and shipping services, including post office boxes.~~
- ~~xiv. Educational institutions, subject to the restrictions imposed in Appendix C of this Order.~~
- ~~xv. Laundromats, drycleaners, and laundry service providers.~~
- ~~xvi. Restaurants and other facilities that prepare and serve food, subject to the restrictions in Appendix C to this Order. Schools and other entities that typically provide free food services to students or members of the public~~



~~may continue to do so under this Order on the condition that the food is provided to students or members of the public to the extent permitted in Appendix C to this Order.~~

- ~~xvii. Funeral home providers, mortuaries, cemeteries, and crematoriums, to the extent necessary for the transport, preparation, or processing of bodies or remains.~~
- ~~xviii. Businesses that supply other Essential Businesses, Outdoor Businesses, or Additional Businesses with the support or supplies necessary to operate, but only to the extent that they support or supply these businesses. This exemption shall not be used as a basis for engaging in sales to the general public from retail storefronts that are not otherwise authorized under this Order.~~
- ~~xix. Businesses that have the primary function of shipping or delivering groceries, food, or other goods directly to residences or businesses. This exemption shall not be used to allow for other functions besides those necessary to the delivery operation.~~
- ~~xx. Airlines, taxis, rental car companies, rideshare services (including shared bicycles and scooters), and other private transportation providers providing transportation services necessary for Essential Activities and other purposes expressly authorized in this Order.~~
- ~~xxi. Home based care for seniors, adults, children, and pets.~~
- ~~xxii. Residential facilities and shelters for seniors, adults, and children.~~
- ~~xxiii. Professional services, such as legal, notary, or accounting services, when necessary to assist in compliance with non-elective, legally required activities or in relation to death or incapacity.~~
- ~~xxiv. Services to assist individuals in finding employment with Essential Businesses.~~
- ~~xxv. Moving services that facilitate residential or commercial moves that are allowed under this Order.~~
- ~~xxvi. Childcare establishments, summer camps, and other educational or recreational institutions or programs providing care or supervision for children of all ages, subject to the requirements of Section 7. Childcare establishments may also be required to comply with other applicable federal, state, and local requirements. To the extent there is any inconsistency between the different regulations, the strictest rule governs.~~



~~For additional guidance from the state regarding childcare licensing, please visit:~~

~~https://www.cdss.ca.gov/Portals/9/CCLD/PINs/2020/CCP/PIN_20-06-CCP.pdf.~~

~~xxvii. The operation of public libraries, subject to the limits imposed under Appendix C to this Order.~~

- g. Businesses not otherwise permitted to operate under this Order may nonetheless carry out Minimum Basic Operations. For the purposes of this Order, “Minimum Basic Operations” means the following activities for businesses, provided that owners, personnel, and contractors comply with Social Distancing Requirements as defined this Section, to the extent possible, while carrying out such operations:
- i. The minimum necessary activities to maintain and protect the value of the business’s inventory and facilities; ensure security, safety, and sanitation; process payroll and employee benefits; provide for the delivery of existing inventory directly to residences or businesses; and related functions. Curbside pickup to goods is permitted only to the extent permitted and subject to the conditions set forth in the State’s Blueprint for a Safer Recovery.
 - ii. The minimum necessary activities to facilitate owners, personnel, and contractors of the business being able to continue to work remotely from their residences, and to ensure that the business can deliver its service remotely.
- h. For the purposes of this Order, all businesses that are operating at facilities in the County visited or used by the public or personnel must, as a condition of such operation, prepare and post a “Site-Specific Protection Plan ” for each of these facilities; provided, however, that construction activities shall instead comply with the Construction Project Safety Protocols set forth in Appendix B and not the Site-Specific Protection Plan . The Site-Specific Protection Plan must be substantially in the form attached to this Order as Appendix A, and it must be updated from prior versions to address new requirements listed in this Order or in related guidance or directives from the Health Officer. The Site-Specific Protection Plan must be posted at or near the entrance of the relevant facility and shall be easily viewable by the public and personnel. A copy of the Site-Specific Protection Plan must also be provided to each person performing work at the facility. All businesses subject to this paragraph shall implement the Site-Specific Protection Plan and provide evidence of its implementation to any authority enforcing this Order upon demand. The Site-Specific Protection Plan must explain how the business is achieving the following, as applicable:



- i. Limiting the number of people who can enter into the facility at any one time to ensure that people in the facility can easily maintain a minimum six-foot distance from one another at all times, except as required to complete Essential Business activity.
- ii. Requiring face coverings to be worn by all persons entering the facility, other than those exempted from face covering requirements (e.g., young children).
- iii. Where lines may form at a facility, marking six-foot increments at a minimum, establishing where individuals should stand to maintain adequate social distancing.
- iv. Providing hand sanitizer, soap and water, or effective disinfectant at or near the entrance of the facility and in other appropriate areas for use by the public and personnel, and in locations where there is high-frequency employee interaction with members of the public (e.g., cashiers).
- v. Providing for contactless payment systems or, if not feasible to do so, the providing for disinfecting all payment portals, pens, and styluses after each use.
- vi. Regularly disinfecting other high-touch surfaces.
- vii. Posting a sign at the entrance of the facility informing all personnel and customers that they should: avoid entering the facility if they have any COVID-19 symptoms; maintain a minimum six-foot distance from one another; sneeze and cough into one's elbow; not shake hands or engage in any unnecessary physical contact.
- viii. Any additional social distancing measures being implemented (see the Centers for Disease Control and Prevention's guidance at: <https://www.cdc.gov/coronavirus/2019-ncov/community/guidance-business-response.html>).
- i. [Removed]
- j. For purposes of this Order, "residences" include hotels, motels, shared rental units, and similar facilities. Residences also include living structures and outdoor spaces associated with those living structures, such as patios, porches, backyards, and front yards that are only accessible to a single family or household unit.
- k. For purposes of this Order, "Social Distancing Requirements" means:



- i. Maintaining at least six-foot social distancing from individuals who are not part of the same household or living unit.
- ii. Frequently washing hands with soap and water for at least 20 seconds or using hand sanitizer that is recognized by the Centers for Disease Control and Prevention as effective in combatting COVID-19.
- iii. Covering coughs and sneezes with a tissue or fabric or, if not possible, into the sleeve or elbow (but not into hands).
- iv. Wearing a face covering when outside the home, consistent with the orders or guidance of the Health Officer.
- v. Avoiding all social interaction outside the household when sick with a fever, cough, or other COVID-19 symptoms.

All individuals must strictly comply with Social Distancing Requirements, except to the limited extent necessary to provide care (including childcare, adult or senior care, care to individuals with special needs, and patient care); as necessary to carry out the work of Essential Businesses, Essential Governmental Functions, or provide for Minimum Basic Operations; or as otherwise expressly provided in this Order. Outdoor Activities, Outdoor Businesses, Additional Activities, and Additional Businesses must strictly adhere to these Social Distancing Requirements, except as otherwise permitted in this Order.

1. Outdoors Businesses are permitted to operate in the County of Alameda consistent with the requirements of this Order. For purposes of this Order, “Outdoor Businesses” means businesses that normally operated primarily outdoors on or prior to March 16, 2020 and where there is the ability to fully maintain social distancing of at least six feet between all persons, and includes the following:
 - i. Businesses primarily operated outdoors, such as wholesale and retail plant nurseries, agricultural operations, and garden centers.
 - ii. Service providers that primarily provide outdoor services, such as landscaping and gardening services, and environmental site remediation services.

The term “Outdoor Businesses” does not include bars unless they are providing outdoor, sit-down, dine-in meals. Outdoor Businesses also do not include businesses that promote large, coordinated, and prolonged gatherings, such as outdoor concert venues and theme or amusement parks.



- m. Individuals may leave their residence to engage in Outdoor Activities consistent with the requirements of this Order. For purposes of this Order, “Outdoor Activities” means:
 - i. To obtain goods, services, or supplies from, or perform work for, an Outdoor Business.
 - ii. To engage in outdoor recreation activity as permitted in Section 14.a.iii.
 - iii. Outdoor social, childcare, or youth extracurricular activities permitted under Section 7.
 - n. Additional Businesses are permitted to operate in the County of Alameda consistent with the requirements of this Order. For purposes of this Order, “Additional Business” means any business, entity, or other organization listed by the California Department of Public Health and/or the Department of Industrial Relations that is permitted to operate in the assigned tier under the [Blueprint for a Safer Economy](#).. Additional Businesses allowed under the Blueprint may still be subject to additional conditions imposed by the County Health Officer.
 - o. Individuals may leave their residence to engage in Additional Activities consistent with the requirements of this Order. For purposes of this Order, “Additional Activities” means to obtain goods, services, or supplies from, or perform work for, Additional Businesses identified in the State’s Blueprint for a Safer Economy, subject to requirements in this Order, and any conditions and health and safety requirements set forth in this Order or in any industry-specific guidance issued by the Health Officer or by the California Department of Public Health and/or the Department of Industrial Relations.
15. Government agencies and other entities operating shelters and other facilities that house or provide meals or other necessities of life for individuals experiencing homelessness must take appropriate steps to help ensure compliance with Social Distancing Requirements, including adequate provision of hand sanitizer. Also, individuals experiencing homelessness who are unsheltered and living in encampments should, to the maximum extent feasible, abide by 12 foot by 12 foot distancing for the placement of tents, and government agencies should provide restroom and hand washing facilities for individuals in such encampments as set forth in Centers for Disease Control and Prevention Interim Guidance Responding to Coronavirus 2019 (COVID-19) Among People Experiencing Unsheltered Homelessness (<https://www.cdc.gov/coronavirus/2019-ncov/need-extra-precautions/unsheltered-homelessness.html>).
16. Pursuant to Government Code Sections 26602 and 41601 and Health and Safety Code Section 101029, the Health Officer requests that the Sheriff and all Chiefs of Police in the County ensure compliance with and enforce this Order. The violation of any provision of



this Order constitutes an imminent threat and menace to public health, constitutes a public nuisance, and is punishable by fine, imprisonment, or both.

17. This Order shall become effective at 12:01 a.m. on November 18, 2020 and will continue to be in effect until it is rescinded, superseded, or amended in writing by the Health Officer.
18. Copies of this Order shall promptly be: (1) made available at the County Administration Building at 1221 Oak Street, Oakland, California 94612; (2) posted on the County Public Health Department's website (acphd.org); and (3) provided to any member of the public requesting a copy of this Order.
19. If any provision of this Order or its application 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.

IT IS SO ORDERED:

A handwritten signature in black ink, appearing to read "N. J. Moss".

Nicholas J. Moss, MD, MPH
Health Officer of the County of Alameda

Dated: November 17, 2020

Attachments: Appendix A – Site-Specific Protection Plan

Appendix B-1 – Small Construction Project Safety Protocol

Appendix B-2 – Large Construction Project Safety Protocol

Appendix C – Additional Businesses & Activities Permitted **[SUSPENDED]**