

August 13, 2020

FIRST ADDENDUM AMENDING THE JULY 17, 2020 STANDING PUBLIC HEALTH ORDER

PHASE 3 OF THE EAGLE COUNTY PLAN FOR SUSTAINING SOCIAL DISTANCE

This Order ("First Addendum"):

- Amends and clarifies the July 17, 2020 Standing Public Health Order for Phase 3 of the Eagle County Plan for Sustaining Social Distance ("Standing Order") by clarifying that Pre-K through college schools, both private and public, in Eagle County shall constitute Essential Businesses as that term is defined in the Standing Order.
- Extends the Standing Order indefinitely until modified or rescinded by further order.

Pursuant to section 25-1-506 (2)(a)(I), Colorado Revised Statutes, this First Addendum is effective as of August 13, 2020 within the entirety of Eagle County, including all towns within the County, until modified, superseded or revoked by further order.

This Order is adopted pursuant to the legal authority set forth in sections 25-1-506 and 25-1-508, Colorado Revised Statutes. Under these laws, the Director of Eagle County Public Health and Environment ("ECPHE") has the duty to investigate and control the causes of epidemic or communicable diseases and conditions affecting public health and to establish, maintain, and enforce isolation and quarantine, and in pursuance thereof, and for this purpose only, to exercise physical control over property and over the persons of the people within the jurisdiction of the agency as may be necessary for the protection of the public health.

BACKGROUND, PURPOSE, AND INTENT

With various schools in Eagle County targeting an in-person start to the school year, clarification is needed that schools do meet the definition of an essential business in order to avoid any conflicts with the current limitations on indoor gatherings.

The Standing Order currently included industry-specific guidance in Section IV.F.5. Including ECPHE COVID-19 Guidance for Sports is necessary to clarify compliance with such guidance is mandatory.

The Standing Order currently expires on August 14, 2020. An extension of this date is necessary to management ongoing disease spread in Eagle County.

ORDER

- A. Pre-K through college schools, both private and public, shall be included in the Essential Businesses List referenced in Section III.F. of the Standing Order.
- B. Sports is added as item x in Section IV.F.5.a. of the Standing Order. A link to the ECPHE COVID-19 Guidance for Sports may be found at

<https://docs.google.com/document/d/1eqycrKE0hDcKEKEHmtzmrspnJNegdwT0URkWpsh1dDU/edit?usp=sharing>.

- C. The Standing Order, inclusive of this First Addendum, shall remain in place and be effective until such time as the Standing Order is either modified or rescinded by further order.

GENERAL INFORMATION FOR ALL PERSONS AFFECTED BY THIS FIRST ADDENDUM

ECPHE is tasked with protecting the health and welfare of the citizens of Eagle County, Colorado by investigating and controlling the causes of epidemic and communicable disease. This Order is necessary to control any potential transmission of disease to others. See section 25-1-508, Colorado Revised Statutes. Immediate issuance of this Order is necessary for the preservation of public health, safety, or welfare.

Any person aggrieved and affected by this First Addendum has the right to request judicial review by filing an action with the Eagle County District Court within 90 days of the date of this Order, pursuant to section 25-1-515, Colorado Revised Statutes. However, you must continue to obey the terms of this Order while your request for review is pending.

FAILURE TO COMPLY WITH THIS FIRST ADDENDUM IS SUBJECT TO THE PENALTIES CONTAINED IN SECTIONS 25-1-516 AND 18-1.3-501, COLORADO REVISED STATUTES, INCLUDING A FINE OF UP TO FIVE THOUSAND (5,000) DOLLARS AND IMPRISONMENT IN THE COUNTY JAIL FOR UP TO EIGHTEEN MONTHS. EAGLE COUNTY PUBLIC HEALTH AND ENVIRONMENT ALSO RESERVES THE RIGHT TO SEEK ANY OTHER REMEDIES AVAILABLE BY LAW.

Heath Harmon
Public Health & Environment Director


