



Shawnee County Health Department

Shawnee County Health Department
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FOR IMMEDIATE RELEASE

7/7/2020

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MEDIA RELEASE

Emergency Order of Local Health Officer – Restaurants, Bars, and Night Club Restrictions

Topeka, Kan. – An Emergency Order of Local Health Officer has been issued for Topeka and Shawnee County beginning **Thursday, July 9 at 12:01 a.m.** This proactive public health order is issued to minimize the impact of COVID-19 on the Shawnee County community.

A sharp increase in cases have been identified and linked back to bar establishments. Shawnee County Health Officer, Dr. Pezzino consulted with some local owners and operators of bars and restaurants in Shawnee County over the past week to discuss potential changes and how to minimize their impact while preserving the public health goals. As such, he has adopted the following local requirements which can be found on our Shawnee County website at www.shawneehealth.org. The document contains the following restrictions for Shawnee County Restaurants, Bars, and Night Clubs.

- Can operate between the hours of 06:00 AM to 11:00 PM on Thursday, Friday and Saturday, and 6:00 AM to 12:00 AM on Sunday, Monday, Tuesday and Wednesday.
- Between the hours of 2:00 PM and 3:00 PM every day each establishment shall close its dine-in service. During that time establishments shall conduct deep cleaning and sanitation, and can only operate via curb pick-up, home delivery or outdoors service like a patio. In addition, routine cleaning and sanitation is required throughout the day, as needed.
- Establishments with a maximum capacity set forth by the Fire Marshall of greater than 100 people can only operate at 50% of that capacity.
- Service or consumption of food or drinks at a counter/bar or in standing-only areas is prohibited. Consumption of food and beverages shall only take place at a table via seated service.
- Dance floors (including but not limited to temporary spaces obtained by removing tables or other objects for the purpose to allow people to dance) shall be closed due to the difficulty of maintaining social distance and enforcing mass gathering limits.

Questions regarding the Emergency Order can be sent to covid19info@snco.us or call **785.251.4848**.



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Attachment:
Emergency Order of Local Health Officer (7/7/2020)
Restrictions and Requirements for Shawnee County

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Shawnee County Health Department is committed to working in partnership with our community to promote and protect the optimal health of all people by bridging gaps to eliminate health inequities, respecting the diversity of our community, through adaptive and innovative processes.

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EMERGENCY ORDER OF LOCAL HEALTH OFFICER

Emergency Public Health Order issued on this 7th day of July 2020, effective at 12:01 a.m. July 9, 2020, to mitigate the spread of the Coronavirus (COVID-19) in Shawnee County, Kansas, pursuant to the authority provided in K.S.A. 65-119, K.S.A. 65-129b and K.S.A. 65-202 and other applicable laws or regulations.

WHEREAS, the Local Health Officer is authorized and required, pursuant to K.S.A. 65-119, K.S.A. 65-129b and K.S.A. 65-202 to immediately exercise and maintain a supervision over known or suspected cases of any infectious or contagious disease during its continuance, and to issue orders seeing that all such cases are properly handled and that the provisions of the Kansas public health laws as to isolation, quarantine and disinfection are duly enforced; and

WHEREAS, the Local Health Officer is appointed by the Board of County Commissioners and is authorized to prohibit public gatherings when necessary for the control of any and all infectious or contagious diseases, pursuant to K.S.A. 65-119; and

WHEREAS on the 18th day of March 2020, the Board of County Commissioners of Shawnee County, Kansas found that a disaster had occurred, or the threat thereof was imminent within Shawnee County, Kansas as a result of the Coronavirus pandemic (COVID-19) and the confirmed outbreak and person-to-person spread of COVID-19 in the United States, Kansas, multiple counties surrounding Shawnee County; and

WHEREAS on the 22nd day of May 2020, the Ad Astra 2.0 order issued by Kansas Governor Laura Kelly went into effect. The plan states "...the State will set the regulatory baseline for Kansas local governments in each phase of this framework, allowing local governments to retain the ability to impose additional restrictions that are in the best interest of the health of their residents;" and

WHEREAS on the 26th day of May, 2020, Kansas Governor Laura Kelly announced that the Ad Astra order will no longer have the force and effect of law and that Counties would thenceforth be responsible for issuing any further public health orders to manage the outbreak in their local jurisdictions; and

WHEREAS, COVID-19 is a respiratory disease that spreads easily from person to person and may result in serious illness or death, has been confirmed in Kansas, resulting in serious illness and at least one death to date in Kansas; and

WHEREAS, such conditions endanger health, safety and welfare of persons and property within the border of Shawnee County, Kansas; and

Healthy People – Healthy Environment – Healthy Shawnee County

WHEREAS, to reduce spread of COVID-19, the United States Centers for Disease Control and Prevention (CDC), the Kansas Department of Health and Environment (KDHE) and the Shawnee County Local Health Officer, all recommend implementation of community mitigation strategies to increase containment of the virus, including cancellation of large gatherings and social distancing in smaller gatherings; and

WHEREAS, the worldwide pandemic of COVID-19 and the resulting outbreak in Kansas, and counties surrounding Shawnee County continue to threaten the life and health of our citizens and visitors as well as the economy and remains a public disaster affecting life, health, property and the public peace; and

WHEREAS, it is estimated that each COVID-19 positive patient could infect between 2.6 to 4 other people; and

WHEREAS, there is emerging evidence in counties around Shawnee County of transmission by pre-symptomatic and asymptomatic people which is making routine case-finding and exposure tracing strategies insufficient; and

NOW THEREFORE, the following local requirements have been adopted and where indicated are mandatory and legally required in order for certain businesses to safely open and serve the public. Any business or entity that does not operate in accord with these requirements is subject to closure by an Order of the Shawnee County Health Officer:



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Table 1- Restrictions and Requirements for Shawnee County

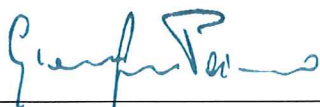
Social Distancing	• Social distancing as used in this order means keeping at least 6 feet of space between individuals.
Mass Gatherings	• Mass gathering as used in this order means any planned or spontaneous, public or private event or convening that will bring together or is likely to bring together more than 45 people in a confined or enclosed space at the same time, where social distancing cannot be maintained.
Restaurants, Bars and Night Clubs	• Can operate between the hours of 06:00 AM to 11:00 PM on Thursday, Friday and Saturday, and 6:00 AM to 12:00 AM on Sunday, Monday, Tuesday and Wednesday. • Between the hours of 2:00 PM and 3:00 PM every day each establishment shall close its dine-in service. During that time establishments shall conduct deep cleaning and sanitation, and can only operate via curb pick-up, home delivery or outdoors service like a patio. In addition, routine cleaning and sanitation is required throughout the day, as needed. • All establishments are subject to limits of mass gatherings and social distancing. • A distance of at least 6 feet shall be provided between tables, or when that is not feasible a transparent plastic shield shall divide booths or tables closer than 6 feet. • Establishments with a maximum capacity set forth by the Fire Marshall of greater than 100 people can only operate at 50% of that capacity. • They shall monitor waiting lines outside their doors and assure that social distancing requirements are followed. This requirement does not apply if the business operates only through a phone or online reservation system. • They shall monitor their customers and invite them to either follow the requirements in this and other public health orders or leave the establishment. • Service or consumption of food or drinks at a counter/bar or in standing-only areas is prohibited. Consumption of food and beverages shall only take place at a table via seated service. • People with symptoms shall not enter or be allowed to remain in the premises. • Hand Sanitizing stations shall be put in conspicuous areas for the ready accessibility for both staff and customers. • Dance floors (including but not limited to temporary spaces obtained by removing tables or other objects for the purpose to allow people to dance) shall be closed due to the difficulty of maintaining social distance and enforcing mass gathering limits.

	- Managers and owners shall make all reasonable efforts to reduce the amount of noise in the establishments. Jukebox and television sets are allowed if their volume is kept at a level that does not interfere with a conversation among multiple individuals taking place at a normal voice volume. - Karaoke shall not be allowed. - Live music, disk jockey and other performers may be allowed, provided that the performers are separated by at least 10 feet from any customers or areas in which customers may be present or transit. - Party buses (including but not limited to party ride, limo bus, limousine bus, party van, or luxury bus), organized charity rides and other events or venues aimed at bringing several individuals together for the purpose of entertainment or visiting multiple establishments (including but not limited to bars night clubs) can only operate if the size of the group is 10 people or less. - Performances for which social distancing cannot be maintained (for example when the performer and the customer must come in close proximity or have physical contact with each other) are not allowed. - Unless otherwise specified, these requirements apply also to outdoors areas where service is provided, such as patios. https://www.cdc.gov/coronavirus/2019-ncov/community/guidance-restaurants-bars.html https://www.cdc.gov/coronavirus/2019-ncov/community/organizations/restaurants-and-bars-decision-tool.html
Personal Services (salons, barber shops, pet grooming, tattoo parlors etc.)	- One customer is allowed per service provider in the business at any given time. Mass gathering rules apply (no more than 45 including employees and clients with six-foot separation) - If the service inhibits the donning of a mask for either party that service cannot be provided - Hair braiding must follow the guidance set by KDHE and this document https://www.cdc.gov/coronavirus/2019-ncov/community/guidance-business-response.html
Entertainment venues (movie theatres, concert venues, bowling alleys, etc.)	- Can operate only if they can pre-assign seats (when applicable) or adopt other measures to respect requirements for social distance and mass gathering size for customers Bar, concessions and restaurant areas in these venues shall meet the same requirements as those not located within the venues (Bar and restaurant, counter service rules)
Mass events open to the public (including fairs, festivals, carnivals, parades, concerts, etc.)	Outdoor and indoor events shall be limited to no more than 2,000 participants, or 50 percent of the total capacity (or expected attendance) of the venue (whichever is smaller) after social distancing and mass gathering rules are applied.

	- Organizers shall enact necessary measures to respect social distancing and mass gathering rules (i.e., attendees shall not be congregate in groups greater than 45 unless they are separated by 6 feet or more) - For events like trade shows or displays where attendees move in and out during the event, organizers must assure that at no time during the event the crowd size exceeds the maximum allowable size. https://www.cdc.gov/coronavirus/2019-ncov/community/large-events/
Parks and Recreation Activities	Parks and Recreation Facilities must follow all mass gathering rules including monitoring the gathering sizes at rental spaces.
Gyms and Fitness Centers	- Staff shall be on the premises through the duration of operating hours. No unattended operations are allowed. - Shall adhere to social distancing guidelines, allowing people to remain 6 feet apart at all times. - Equipment shall be spaced to make sure customers are never closer to each other than 6 feet - Equipment shall be cleaned thoroughly between uses using an appropriate disinfectant (see https://www.epa.gov/pesticide-registration/list-n-disinfectants-use-against-sars-cov-2) - Sharing of equipment shall be minimized. - Showers and locker rooms are allowed to be used and must be cleaned frequently
Sports and Athletic Activities	- Outdoor and indoor sports events shall be limited to no more than 2,000 participants, or 50 percent of the total capacity of the venue (whichever is smaller). - Sports and athletic activities are allowed, subject to the limitations of social distancing and mass gatherings - For contact sports involving opposing teams, the two teams combined shall be considered as one mass gathering, whose size shall not exceed 45 people - For non-contact sports involving opposing teams, each team shall be considered as one mass gathering, whose size shall not exceed 45 people - For events open to the public, organizers shall enact necessary measures to assure that social distancing and mass gathering rules are applied for the public - Bar, concessions and restaurant areas shall meet the same requirements as those not located within the venues https://www.cdc.gov/coronavirus/2019-ncov/community/schools-childcare/youth-sports.html
Swimming Pools Open to the Public	- Can only operate at 50% capacity - If the establishment reaches its 50% capacity, customers should be admitted on a “1-out-1-in” basis. https://www.cdc.gov/coronavirus/2019-ncov/community/parks-rec/aquatic-venues.html

	• Must adhere to social distancing and mass gatherings requirements, allowing individuals or groups of no more than 45 people to remain 6 feet apart at all times. • The operator is responsible for managing the crowd outside and inside the swimming pool, assuring social distancing is maintained • People with symptoms should not enter • Bar, concessions and restaurant areas shall meet the same requirements as those not located within the swimming pool Perform thorough disinfection at least daily, using products and procedures recommended by the CDC (see https://www.cdc.gov/coronavirus/2019-ncov/community/organizations/cleaning-disinfection.html)
Real Estate	• Individual showings and open houses are allowed, provided that the limit to social gatherings size is respected and social distancing can be maintained at all times. •
Childcare and summer camps	• Outdoor activities are encouraged • Perform enhanced cleanings daily, using products and procedures recommended by the CDC (see https://www.cdc.gov/coronavirus/2019-ncov/community/organizations/cleaning-disinfection.html) • Assure that social distancing and limit to mass gatherings is observed. Children should be assigned to groups of no more than 45 and groups should be separated by at least 6 feet • If possible, children shall be cared for by the same caregiver(s) each day placed into cohorts so that the same children are in the same space with the same caregiver(s) each day • Limit the mixing of children, such as by staggering playground times and keeping groups separate for special activities such as art, music, and exercising • Parents and caregivers shall not enter the facility, except for the time strictly necessary to drop off and pick up children

THEREFORE, this proactive public health order is hereby issued to minimize the impact of COVID-19 on the Shawnee County community. IT IS SO ORDERED THIS 7th DAY OF June, 2020, EFFECTIVE 12:01 a.m. July 9th, 2020, and shall remain in effect unless rescinded or superseded by a subsequent order.



Dr. Gianfranco Pezzino
Health Officer
Shawnee County, Kansas