



**ORDER OF THE SAN JOAQUIN COUNTY PUBLIC
HEALTH OFFICER REGARDING OUTDOOR PUBLIC
GATHERINGS, OUTDOOR ACTIVITIES AND
PROVIDING CLARIFICATION ON ESSENTIAL
BUSINESSES**

DATE OF ORDER: April 24, 2020

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.)

UNDER THE AUTHORITY OF CALIFORNIA HEALTH AND SAFETY CODE SECTIONS 101040, 101470, 101475, 101085, 120175, 120200, 120210 AND 120215 THE HEALTH OFFICER OF THE COUNTY OF SAN JOAQUIN ("HEALTH OFFICER") AND UNDER THE AUTHORITY OF CALIFORNIA GOVERNMENT CODE SECTION 8634 AND SAN JOAQUIN ORDINANCE CODE SECTION 4-3005, THE SAN JOAQUIN COUNTY PUBLIC HEALTH OFFICER and DIRECTOR OF EMERGENCY SERVICES OF THE COUNTY OF SAN JOAQUIN ORDERS:

1. This Order amends the Order issued by the San Joaquin County Public Health Officer and San Joaquin County Director of Emergency Services on April 14, 2020. Text in **Red** indicates text that is changed from the original Order. **Strikethroughs** indicates text that is deleted from the original Order.
2. The purpose of this Amendment is to clarify the social distancing protocols for Faith-based gatherings, to implement mandatory protocols to allow golf courses to resume limited operations, and to provide clarification on Essential Businesses. These activities, when conducted as prescribed herein, are consistent with Executive Order N-33-20, issued by Governor Newsom on March 19, 2020, and the Order of the State Public Health Officer issued March 22, 2020, identifying Essential Critical Infrastructure Workers. The distinctions between activities in this amendment are based on minimizing situations where the virus can spread, including consideration of proximity and duration of contacts, otherwise likely to occur.
3. Paragraph 6 of the April 14th Order is hereby amended as follows:
 6. All public and private gatherings of any number of people occurring outside a household or living unit are prohibited, except for the limited

purposes as expressly permitted in Section 11. All bars, tasting rooms, and brewpubs shall close to the public. All in-dining at restaurants shall cease. Restaurants may continue to provide home delivery and takeout. All gyms, bingo halls, ~~golf course~~ and card rooms shall remain closed to the public. Nothing in this Order prohibits the gathering of members of a household or living unit.

4. Paragraph 11. g is hereby added to the April 14, 2020 Order:

11. g. Faith-based gatherings: As expressed by the State of California in the matter of Gish, et al v. Newsom, et al, faith-based services may be conducted on-line, or in a drive-in like setting as long as those in attendance refrain from direct and indirect physical contact with others, and abide by physical distancing guidelines. Therefore, the following physical distancing requirements are adopted for all public faith-based gatherings:

- (i) All activity must occur outdoors;
- (ii) All persons attending the activity must be inside a motor vehicle occupied only by persons from the same household or living unit;
- (iii) All motor vehicles at the gathering must maintain a distance of six feet from other vehicles;
- (iv) All persons must remain in the vehicle in which they arrived at all times during the event;
- (v) No tangible items of any kind, including food products, may be transferred to persons in the motor vehicles;
- (vi) Notwithstanding the above, one or more persons, not exceeding five, may enter nearby buildings as necessary to put on the presentation; and
- (vii) All Social Distancing Requirements shall be complied with to the greatest extent feasible.

5. Paragraph 13 of the Order is amended to read:

13. Clarification of Essential Businesses:

a. Real Estate: Service providers that enable residential transactions (including rentals, leases and home sales), including, but not limited to, real estate agents, escrow agents, notaries and title companies, are permitted to operate provided that they adhere to all of the requirements for Essential Businesses contained in this order, and provided that appointments and other residential viewings must only occur virtually or, if a virtual viewing is not feasible, **in-person, non-virtual showings shall be limited to "serious" potential buyers. "Serious" potential buyers are those who have provided verifications of funds and lender prequalification letters to show they are able to purchase the property that is the subject of the showing.** The in-person showings must be 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. These services must be carried out in compliance with Social Distancing Requirements as defined in this Order. **Real estate agents** are required to follow the guidelines published by the California Association of Realtors to the extent they do not conflict with this order. (<https://www.carcovidupdates.org/best-practices-guidelines>).

b. Landscaping: Arborists, landscapers, gardeners, and similar professionals who provide services necessary to maintain the safety, sanitation, and essential operations of residences and businesses provided that all of the following protocols are followed:

- (i) Social distancing practices are maintained while providing the service and during payment,**
- (ii) Any shared equipment is cleaned between users, and**
- (iii) Crewmembers who are not members of the same household do not travel in the same vehicle.**

6. Paragraph 14 of the April 14th Order is hereby amended as follows:

14. Golf Courses: **All public and private golf courses may open for limited operations provided that the courses fully implement the Protocols contained in Exhibit A.** Golf Clubs that are licensed to, and elect to serve food for pick-up or delivery shall prepare, post and implement a Social Distancing Protocol at each facility where food is served, as specified in Section 12. Social distancing shall be required for all persons.

7. All other sections of the April 14, 2020 Order are unchanged and remain enforceable.
8. 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 to public health. Consistent with the views expressed by the Governor and after consulting with the San Joaquin County Sheriff, the Director and Public Health Officer believe that enforcement through education is preferable but that other means of enforcement may be employed, as deemed appropriate by the law enforcement agency.
9. This Order shall become effective at 12:00 p.m. on April 24, 2020, and will continue to be in effect until it is rescinded in writing by the Health Officer.
10. Copies of this Order shall promptly be: (1) made available at the County Administration Building at 44 N. San Joaquin, Stockton 95202, First Floor; (2) posted on the San Joaquin County Home page (sjgov.org); and (3) provided to any member of the public requesting a copy of this Order.
11. 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.

IT IS SO ORDERED:

Maggie Park, M.D.
San Joaquin County
Public Health Officer

Dated: April 24, 2020



Marcia Cunningham,
Director of Emergency Services of the
County of San Joaquin

Dated: April 24, 2020



Order of the San Joaquin Public Health Officer and County Director of
Emergency Services