

**FIRST AMENDED AND RESTATED PUBLIC HEALTH ORDER REGARDING
THE COVID-19 PANDEMIC FOR PUEBLO COUNTY, COLORADO
DATED APRIL 19, 2021**

Pursuant to Colorado Revised Statutes Sections 25-1-506, 508, 509 and 519 the Pueblo Department of Public Health and Environment has the duty to investigate and control the causes of the epidemic or communicable diseases and conditions affecting public health; to establish, maintain and enforce isolation and quarantine and in conjunction therewith to exercise physical control over the property and over the persons of the people within the limits of Pueblo County; and to prohibit the gatherings of people to protect the public health as the Public Health Director may find necessary for the protection of public health. The Pueblo Department of Public Health and Environment (“PDPHE”) issues this amended and restated Pueblo County Public Health Order to control the spread of COVID-19 and mitigate the effects of the disease in Pueblo County.

FINDINGS

WHEREAS, on March 10, 2020, the Governor of Colorado declared a State of Emergency related to the presence of the Coronavirus, also known as COVID-19 in the State; and

WHEREAS, due to the imminent health and safety and economic threat to Pueblo County residents, on March 13, 2020, the Chair of the Pueblo Board of County Commissioners, Garrison M. Ortiz, signed a local disaster/emergency declaration pursuant to the authority of C.R.S. Section 24-33.5-709, which was continued by the Board on March 19, 2020 and again on April 14, 2020; and

WHEREAS, the Governor has issued numerous Executive Orders and the Colorado Department of Public Health and Environment (“CDPHE”) has issued numerous Public Health Orders containing directives and restrictions to reduce the spread of COVID-19; and

WHEREAS, as a tool to help control the virus the State created a dial framework, referred to as the COVID-19 Dial, that standardized different levels of restrictions necessary based on the extent of COVID-19 transmissions in an area; and

WHEREAS, in anticipation of the State devolving control of the Covid-19 pandemic to local governments, on April 13, 2021 the Pueblo Department of Public Health and Environment issued a Public Health Order which adopted the State’s COVID-19 3.0 Dial, with some modifications; and

WHEREAS, on April 15, 2021 the State issued Public Health Order 20-38, Limited COVID-19 Restrictions which retired the State’s COVID-19 Dial framework and maintains some public health restrictions on certain activities that will apply statewide. The State PHO 20-38 also authorizes CDPHE to require a county to comply with additional restrictions should

certain metrics be met and includes hospital reporting requirements regarding bed capacity to provide the State with critical information to assess the status of the COVID-19 pandemic; and

WHEREAS, the statewide restrictions contained in the State's Public Health Order 20-38 shall be in effect until 12:00am on May 15, 2021 unless otherwise ordered by the State; and

WHEREAS, in light of the State's PHO 20-38, the Pueblo Department of Public Health and Environment has determined that it is necessary to amend and restate its Public Health Order issued on April 13, 2021; and

WHEREAS, with the support of the City of Pueblo, Pueblo County, local hospitals, law enforcement other community stakeholders, the Public Health Director of the Pueblo Department of Public Health and Environment issues this Amended and Restated Public Health Order to control the virus transmission in Pueblo County.

AMENDED AND RESTATED ORDER

Pursuant to statutory authority granted to the Pueblo Department of Public Health and its Public Health Director, and consistent with the guidance of the Governor, the Colorado Department of Public Health and Environment and the Center for Disease Control, the following is ordered:

1. Pueblo County hereby adopts a modified version of the State's COVID-19 Dial 3.0 as a tool to reduce the transmission of COVID-19, which shall be referred to as the "Pueblo County COVID-19 Dial 1.0." The Pueblo County COVID-19 Dial 1.0 is attached hereto and incorporated herein as Exhibit A.

2. The Pueblo County COVID-19 Dial 1.0 consists of five levels based on meeting specific metrics in each level as follows: Clear/monitoring, Blue, Yellow, Orange and Red.

3. Pueblo County COVID-19 Dial 1.0 simplifies the State's retired dial and provides public health restrictions that are applicable to five sectors: 1) Office and Manufacturing; 2) Five Star Certified Businesses; 3) All other businesses that are not Five Star Certified; 4) Indoor Events; and 5) Outdoor Events.

4. PDPHE reserves the right to further modify the Pueblo County COVID-19 Dial 1.0 and Pueblo County's placement on the dial based upon the unique circumstances and metrics of Pueblo County.

5. This Order will become effective at 12:00 p.m. on April 19, 2021 and end at 12:00 a.m. on May 15, 2021, and shall apply to the entirety of Pueblo County, including the City of Pueblo and all towns within the County.

6. Anyone failing to comply with this Order shall be subject to the penalties contained in Colorado Revised Statutes Sections 25-1-516 and 18-1.3-501 including a fine of up to five

thousand dollars (\$5,000) and imprisonment in jail for up to eighteen (18) months. Violators may also be subject to civil penalties and remedies such as suspension or revocation of a business license.

7. This Order is intended to be and shall be read and construed in in harmony with and in addition to all federal, state and local laws and orders related to COVID-19, including the State's Public Health Order 20-38. To the extent any federal, state or local orders or laws are more restrictive than what is set forth herein, such orders or laws control.

8. Issuance of this Order is necessary for the preservation of public health, safety and welfare.

9. If any part of this Order is deemed invalid, the remainder of the Order shall not be affected and shall continue in full force and effect.

ORDERED AND SIGNED, as the official Order of the Pueblo Department of Public Health and Environment on April 19, 2021.



Randy Evetts, M.P.A.

Public Health Director

Pueblo Department of Public Health and Environment

APPROVED BY BOARD OF HEALTH FOR THE PUEBLO DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT



Donald Moore, Board President

4/19/2021
Date

Pueblo County COVID-19 Dial 1.0

County Status	Clear/ monitoring	Blue	Yellow	Orange	Red
Metrics	0-4 cases/100,000 in the last 7 days and COVID hospitalizations are less than 44 at Parkview and less than 10 at St. Mary Corwin	5-100 cases/ 100,000 in last 7 days and COVID hospitalizations are less than 44 at Parkview and less than 10 at St. Mary Corwin	101-350 cases/ 100,000 in last 7 days and COVID hospitalizations less than 44 at Parkview and less than 10 at St. Mary Corwin.	351-550 cases/ 100,000 in last 7 days and COVID hospitalizations less than 44 at Parkview and less than 10 at St. Mary Corwin	551+ cases/ 100,000 in the last 7 days and hospitalizations are more than 44 at Parkview and more than 10 at St. Mary Corwin.
Office and Manufacturing	100%, no distancing restrictions	100% with 6ft Distancing	75% with 6 ft Distancing	50% with 6 ft Distancing/	50% with 6 Ft Distancing
5-Star Certified Businesses-	100% capacity, no distancing restrictions	100% capacity, no distancing restrictions	100% capacity, no distancing restrictions	75% capacity, no distancing restrictions	Operate at level Orange
All other non 5-Star businesses	100%, no distancing restrictions	100% capacity with 6 Ft Distancing	50% capacity with 6 Ft Distancing	25% capacity with 6 ft Distancing	Indoor business activities closed/ outdoor business activities allowed 50% capacity with 6 ft distancing
Indoor Events	Current state public health order requirements	100% capacity with 6 ft distancing	50% capacity, 6 ft distancing between parties- maximum of 500 people >500 people- Variance to PDPHE/ CDPHE required	50% capacity, 6 ft distancing between parties- maximum of 500 people >500 people- Variance to PDPHE/ CDPHE required	Indoor events are not allowed.
Outdoor Events	In accordance with PHO20-38 and subsequent revisions events at venues over 30,000 square feet require PDPHE and CDPHE approval All other outdoor events, no restrictions.	In accordance with PHO20-38 and subsequent revisions events at venues over 30,000 square feet require PDPHE and CDPHE approval All other outdoor events, no restrictions.	In accordance with PHO20-38 and subsequent revisions events at venues over 30,000 square feet require PDPHE and CDPHE approval All other outdoor events, no restrictions.	In accordance with PHO20-38 and subsequent revisions events at venues over 30,000 square feet require PDPHE and CDPHE approval All other outdoor events, no restrictions.	Outdoor events may be restricted

Metrics may be adjusted based on the percentage of population vaccinated

5-star certified businesses may operate 1 level above the current level for the county.