



## **NOTICE OF PUBLIC HEALTH ORDER FURTHER RESTRICTING OVERNIGHT LODGING COUNTYWIDE**

The Ouray County Public Health Agency (OCPHA) is working to stop the spread of novel coronavirus 2019 (COVID-19) in Ouray County. At this time, I find it necessary to issue a new order which allows for overnight lodging to open to 50% of capacity or 10 units, whichever is greater, in Ouray County until May 29, 2020, to protect and preserve the public health.

### **FINDINGS**

1. COVID-19 was first detected in Wuhan, China in late 2019, and since then has spread to over 180 countries including the United States. There are 19,879 known presumptive positive cases of COVID-19 in Colorado as of May 11, 2020, and there is every expectation that more cases will be diagnosed.
2. There are 6 confirmed cases of COVID-19 in Ouray County as of May 11, 2020 with expectations that more cases will be diagnosed.
3. COVID-19 is a respiratory illness caused by a novel coronavirus, and like other respiratory illnesses, is transmitted through person-to-person contact or by contact with surfaces contaminated with the virus. Persons infected with COVID-19 may become symptomatic anywhere from two to fourteen days after exposure. Symptoms include fever, cough or shortness of breath or difficulty breathing.
4. Individuals with serious chronic health conditions and older adults are most at risk for becoming very ill with this disease.
5. On March 10, 2020, the Governor of Colorado declared a State of Emergency related to the presence of COVID-19 in the State. CDPHE has confirmed that COVID-19 continues to spread throughout the State of Colorado.
6. On March 13, 2020, the President of the United States declared a National Emergency due to COVID-19.
7. On March 16, 2020, The Ouray County Board of County Commissioners declared a disaster emergency due to the spreading virus.
8. On March 19, 2020, the Incident Command Policy Group met to discuss strategies and information to combat the spread of the virus.
9. On March 20, 2020, Ouray Public Health Order No. 3 was issued which restricted overnight lodging in Ouray County until April 30, 2020.
10. On March 26, 2020, the Governor of Colorado issued Executive Order D 2020 017 Ordering Coloradans to Stay at Home Due to the Presence of COVID-19 in the State.



11. On April 21, 2020, the Governor of Colorado announced his intention to slowly re-open the state by moving from a stay-at-home order to a safer-at-home order with guidance to follow.
12. On April 24, 2020, Ouray County Public Health Order No. 5 was issued which continued the restriction on overnight lodging in Ouray County until May 15, 2020.
13. A significant number of Coloradans are at risk of serious health complications, including death, from COVID-19. Although most individuals who contract COVID-19 do not become seriously ill, persons with mild symptoms and asymptomatic persons with COVID-19 may place other vulnerable members of the public at significant risk. A large surge in the number of persons with serious infections can compromise the ability of the healthcare system to deliver necessary healthcare to the public.
14. Limiting the number of people who may come to Ouray County from other areas to stay in overnight lodging or in the unincorporated areas of the county and within all municipalities within the territorial limits of the county remains necessary for the protection of public health. The age, condition and health of a significant portion of the population in Ouray County continues to place it at risk of serious health complications, including death, from COVID-19.
15. On April 26, 2020, CDPHE provided an order which excluded short term lodging facilities from the definition of a critical business allowed to be open with proper protective measures in place and Ouray County is applying for a variance so that these facilities may open slowly along with other overnight lodging.

#### **ORDER**

- I. **Definitions.** For purposes of this Order:
  - A. **"Short Term Lodging Facility"** means private, short-term vacation-style rentals such as those arranged through an online hosting platform, including but not limited to VRBO or Airbnb, rented for a period of 30 days or fewer, homeowner rentals, and privately owned residences for rent, except if offered for use for the public health response.
  - B. **"Communal"** shared by members of the community for common use.
- II. **Order.** All overnight lodging (including but not limited to hotels, motels, condos, townhomes, guest homes, RV Parks, commercial campgrounds and all camping on private lands) but excluding Short-Term Lodging Facilities, within Ouray County may only check-in, rent or lease up to 50% of their capacity or up to ten (10) units, whichever is greater, increasing to 100% capacity on May 29, 2020. No primitive camping shall be located within 200 yards of another camp and no camp shall consist of more than ten (10) people. Management shall implement social distancing measures in lobbies and communal areas of an establishment. Management shall post signage for guests and patrons and follow other COVID-19 cleaning protocols and guidelines.



**The requirements of this Order supplant Ouray Public Health Order No. 5 and take effect at 12: 00 AM on May 15, 2020, and all requirements remain in effect at 12:00 AM on May 29, 2020, unless otherwise extended in writing by the Public Health Director. This order shall be known as Ouray County Public Health Agency Order No. 8. (OCPHA No. 8)**

OCPHA is tasked with protecting the health and welfare of the citizens of 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. Immediate issuance of this Order is necessary for the preservation of public health, safety, or welfare.

**FAILURE TO COMPLY WITH THIS ORDER 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.**

A handwritten signature in blue ink, appearing to read "Tanner Kingery", is written over a horizontal line.

Tanner Kingery, MPH  
Public Health Director

Date: May 14, 2020