

Jun 3, 2020

PUBLIC HEALTH ORDER

(Reopening Lyon County to a modified Phase 3 in
Accordance with State of Kansas *Ad Astra: A Plan to Reopen Kansas*)

WHEREAS, the novel coronavirus (COVID-19) is a respiratory disease that can result in serious illness or death. It is caused by a new strain of coronavirus not previously identified in humans and easily spread from person to person and that there is currently no approved vaccine or antiviral treatment for this disease;

AND WHEREAS that on March 7, 2020, the first confirmed case occurred in Kansas, and on March 22, 2020, the Lyon County Health Department identified the first two positive cases of COVID-19 in Lyon County;

AND WHEREAS, on March 12, 2020, the State of Kansas declared a state of emergency pursuant to K.S.A. § 48-924 *et seq.*, and on March 15, 2020, the Board of County Commissioners of Lyon County, Kansas issued its disaster resolution;

AND WHEREAS, K.S.A. § 65-126 requires county board of health and or the local health officer to “properly isolate and quarantine infectious or contagious diseases and persons afflicted with or exposed to such diseases as may be necessary to prevent the spread thereof”;

AND WHEREAS, Lyon County currently has 69+ active cases and is currently the eighth-most affected county in the State;

AND WHEREAS, Lyon County is currently following the State of Kansas *Ad Astra: A Plan to reopen Kansas*, at a modified Phase 2;

AND WHEREAS, pursuant to the authority provided in K.S.A. §§ 65-119; 65-129b; 65-202, and other applicable laws and regulations, this order is issued;

NOW THEREFORE, the Lyon County Board of Health, in consultation with the duly-appointed Lyon County Health Officer, have determined this order is necessary to control the potential spread of coronavirus (COVID-19) within Lyon County, Kansas and to supplement all valid orders of the Governor regarding such potential spread.

IT IS THEREFORE ORDERED the following actions shall be taken immediately, and this order supersedes any orders previously issued, with the exception of any continued prohibitions or restrictions ordered herein, and this order supplements all valid orders of the Governor.

Section One: Adoption of modified Phase Three of the State of Kansas *Ad Astra: A Plan to Reopen Kansas*.

A. Public or Mass Gatherings

1. Public or Mass Gatherings of more than 45 individuals are prohibited.
2. Large venues of more than 2000 person capacity shall remain closed.
3. Fairs, festivals, carnivals, and parades are prohibited.

For the purposes of this order the phrase “public or mass gathering” is defined as any planned or spontaneous, public or private event, or convening, in which individuals are in one location and are

unable to maintain a 6-foot distance between individuals (not including individuals who reside together or are family) for periods longer than ten minutes.

B. Social Distancing

1. People should socially distance from one another.

For the purposes of this order, "social distancing" is defined as follows: maintaining at least six-foot physical distance from every other person (not including those persons living with you) present at a location for a duration of longer than ten minutes, washing hands with soap and water for at least twenty seconds as frequently as possible (or using hand sanitizer), covering coughs or sneezes (into the sleeve or elbow, not into the hands), regularly cleaning high-touch surfaces, and not shaking hands.

C. Guidance for Individuals

The Lyon County Board of Health hereby adopts the "Guidance for Individuals" found in Phase Three of the State of Kansas *Ad Astra: A Plan to Reopen Kansas*.

Masks: Individuals may choose to wear cloth masks in public settings as appropriate. *Outdoor Activities:* When in public (e.g., parks, outdoor recreation areas, shopping areas), individuals (not including individuals who reside together) should maintain 6 feet of distance from others with only infrequent or incidental moments of closer proximity.

Social Gatherings: Avoid socializing in person with groups of more than 45 individuals in both indoor and outdoor settings, especially in circumstances that do not allow for a physical distance of 6 feet or more between individuals or groups with only infrequent or incidental moments of closer proximity (e.g., receptions, trade shows).

High-Risk Individuals (who are defined as those with underlying medical conditions, including, chronic lung disease, asthma, heart conditions, severe obesity, chronic kidney disease, liver disease, or otherwise immunocompromised). The Lyon County Health officer highly recommends High-Risk Individuals limit their activity or stay home except when conducting essential functions.

Travel: Engage in nonessential travel but follow KDHE travel and quarantine guidelines for travel to high-risk areas.

Section Two:

A. BUSINESS RECOMMENDATIONS.

1. All businesses and locations should take proactive measures to ensure compliance with Recommended Business Practices as published by the Centers for Disease Control and industry-specific guidance by trade groups. Nothing in this order shall be interpreted to require that any business or location open if they choose not to.

B. PROTECTIONS FOR RESIDENTS OF LONG-TERM CARE FACILITIES.

1. A long-term care facility must report the presence of a COVID-19-affected resident to their local health department within 24 hours of identification.
2. A long-term care facility must transfer a COVID-19-affected resident who is medically unstable to a hospital for evaluation.

3. A long-term care facility should prohibit all visitors until further order of the Lyon County Board of Health or the Health Officer.

4. Long-term care facilities and correctional facilities should follow KDADs and CMS guidance.

For the purposes of this order "Long-term care facility" means a nursing home, home for the aged, adult foster care facility, or assisted living facility.

Section Three:

Pursuant to K.S.A. § 65-129b, any sheriff, deputy sheriff, or other law enforcement officer of the state or any political subdivision within Lyon County, Kansas is hereby ordered to assist in the execution or enforcement of this order.

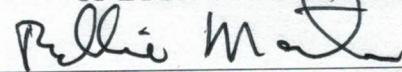
Section Four:

This order is effective upon passage and signing and shall remain in effect until July 9, 2020, or until amended, superseded, or rescinded by the Board of County Commissioners of Lyon County, Kansas, sitting as the Board of Health.

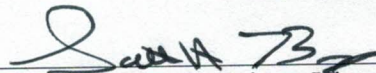
IT IS SO ORDERED.

SITTING AS THE LYON COUNTY BOARD OF HEALTH PURSUANT TO K.S.A. § 65-201

THE BOARD OF COUNTY COMMISSIONERS
OF LYON COUNTY, KANSAS



Rollie Martin, Chairman

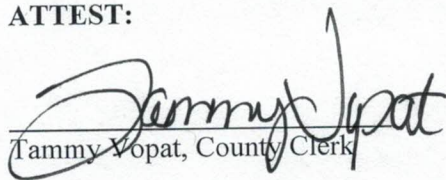


Scott Briggs, Vice-Chairman

Dan Slater, Commissioner



ATTEST:


Tammy Vopat, County Clerk