



HEALTH OFFICER ORDER NO. 21-01a

ORDER OF THE HEALTH OFFICER OF THE COUNTY OF ALAMEDA RESCINDING SHELTER-IN-PLACE ORDERS AND DIRECTING ALL INDIVIDUALS IN THE COUNTY TO COMPLY WITH THE RESTRICTIONS AND DIRECTIONS IMPOSED BY THE STATE OF CALIFORNIA

DATE OF ORDER: June 14, 2021

EFFECTIVE DATE: 12:01 a.m. June 15, 2021

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.*; Cal. Penal Code §§ 69, 148(a)(1))

Summary of Order: This Order rescinds the existing Shelter-in-Place Order number 21-01 and shall remain in effect until rescinded, amended, or superseded in writing by the Health Officer. The purpose of this Order no. 21-01a is to limit the transmission of Novel Coronavirus Disease 2019 (“COVID-19”). Although vaccinations have reduced daily case rates, COVID-19 is still circulating within the community and presents a very real threat to the unvaccinated. This Order reflects the restrictions imposed by the State of California relating to gatherings, distancing, and masking. Individuals and employers are directed to the State’s [COVID-19 website](#) to determine the permissions and restrictions applicable to particular activities and businesses. The Health Officer may revise this Order as necessary to respond to the conditions in the County of Alameda and may impose greater restrictions than the State.

UNDER THE AUTHORITY OF CALIFORNIA HEALTH AND SAFETY CODE SECTIONS 101040, 101085, AND 120175, THE HEALTH OFFICER OF THE COUNTY OF ALAMEDA (“HEALTH OFFICER”) ORDERS:

1. This Order RESCINDS Health Officer Order no. 21-01 to bring the County into alignment with the restrictions, terms, and conditions imposed on individuals, businesses, and activities by the State of California. All individuals, businesses, and activities within the County are now subject to the restrictions and requirements imposed by the [State of California](#), including those relating to gatherings, distancing, and masking. Businesses must comply with Cal/OSHA’s COVID-19 Emergency Temporary Standards. Except as indicated herein, this Order does not impact any other Health Officer Order issued in response to the COVID-19 pandemic.
2. The primary intent of this Order is for the County of Alameda to slow the spread of COVID-19 and mitigate the impact on delivery of critical healthcare services. All provisions of this Order must be interpreted to effectuate this intent. Ongoing COVID-19 transmission in Alameda County threatens our unvaccinated community members with severe disease, threatens our health care system capacity, and threatens the safe function of many sectors of our economy.



3. This Order is issued based on evidence of continued community transmission of COVID-19 within the County and throughout the Bay Area; evidence of asymptomatic and presymptomatic transmission by respiratory aerosols and droplets; scientific evidence and best practices regarding the most effective approaches to slow the transmission of communicable diseases generally and COVID-19 specifically; evidence that the age, condition, and health of a significant portion of the population of the County places it at risk for serious health complications, including death, from COVID-19; and further evidence that others, including younger and otherwise healthy people, are also at risk for serious outcomes. Due to the outbreak of the COVID-19 disease in the general public, which is a pandemic according to the World Health Organization, there is a public health emergency throughout the County. Making the problem worse, some individuals who contract the virus causing the COVID-19 disease have no symptoms or have mild symptoms, which means they may not be aware they carry the virus and are transmitting it to others. Because even people without symptoms can transmit the infection, and because evidence shows the infection is easily spread, gatherings and other direct or indirect interpersonal interactions can result in preventable transmission of the virus.
4. This Order is issued in accordance with, and incorporates by reference, the March 4, 2020 Proclamation of a State of Emergency issued by Governor Gavin Newsom, the Declarations of Local Health Emergency issued by the Health Officer on March 1 and 5, the March 10, 2020 Resolution of the Board of Supervisors of the County of Alameda Ratifying the Declarations of Local Health Emergency, and the March 17, 2020 Resolution of the Board of Supervisors Ratifying the Declaration of Local Emergency.
5. This Order is also issued in light of the March 19, 2020 Order of the State Public Health Officer (the “State Shelter Order”) and subsequent Orders, which set baseline statewide restrictions on non-residential business activities, and subsequent orders and guidance issued by the Governor, the State Health Officer, and the California Department of Public Health and Department of Industrial Relations. The Health Officer may adopt more stringent restrictions addressing the particular facts and circumstances in this County, necessary to control the public health emergency as it is evolving within the County and the region. Where a County Health Officer Order and any state public health order related to the COVID-19 pandemic conflict, the most restrictive provision controls.
6. The Health Officer requests that the Sheriff and all Chiefs of Police in the County ensure compliance with and enforce this Order as authorized by Government Code Sections 26602 and 41601 and Health and Safety Code Section 101029. The violation of any provision of this Order constitutes an imminent threat and menace to public health, constitutes a public nuisance, and is punishable by fine, imprisonment, or both.
7. This Order shall become effective at 12:01 a.m. on June 15, 2021 and will continue to be in effect until rescinded, superseded, or amended in writing by the Health Officer.
8. Copies of this Order shall promptly be: (1) made available at the County Administration Building at 1221 Oak Street, Oakland, California 94612; (2) posted on the County Public



Health Department's [website](#); and (3) provided to any member of the public requesting a copy of this Order.

9. If any provision of this Order or its application 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

A handwritten signature in black ink, appearing to read "Nick Moss", is written over a light gray rectangular background.

June 14, 2021

Nicholas J. Moss, MD, MPH
Health Officer, County of Alameda