

CORRECTED

**ORDER OF THE SAN JOAQUIN COUNTY PUBLIC HEALTH OFFICER
IMPLEMENTING THE AUGUST 28, 2020, DIRECTIVES OF THE CALIFORNIA
STATE PUBLIC HEALTH OFFICER REGARDING BREWPUBS, BARS,
BREWERIES, AND PUBS**

DATE OF ORDER: AUGUST 31, 2020

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") ORDERS:

1. On August 28, 2020 the State Public Health Officer issued an order entitled *California's Plan for Reducing COVID-19 and Adjusting Permitted Sector Activities to Keep Californians Health and Safe*, hereinafter "**Blueprint**", a new four-tiered strategy to address the COVID-19 pandemic in California, which repealed the State Public Health Order of July 13, 2020.
2. The County had previously incorporated the State's July 13, 2020, Order in its directive to County Brewpubs, Bars, Breweries, and Pubs. **To avoid any conflict arising from the State's repeal of the July 13, 2020 order, the County Public Health Officer hereby orders as follows:**
 - a) **Bars, Pubs, Brewpubs, and Breweries operating in San Joaquin County must abide by the State's order issued August 28, 2020.**
 - b) **Because the County is presently in Tier 1 of the Blueprint, Bars, Pubs, Brewpubs, and Breweries are permitted to continue outdoor service of alcohol only when it is served with a "sit-down dine-in meal," meaning that alcohol is an accompaniment to the meal. The following, non-exclusive list of food items DO NOT constitute a "dine-in meal":**
 - **Snacks such as pretzels, nuts, popcorn, pickles, and chips**
 - **Food ordinarily served as appetizers or first courses such as cheese sticks, fried calamari, chicken wings, pizza bites (as opposed to a pizza), egg rolls, pot stickers, flautas, cups of soup, and any small portion of a dish that may constitute a main course when it is not served in a full portion or when it is intended for sharing in small portions**
 - **Side dishes such as bread, rolls, French fries, onion rings, small salads (green, potato, macaroni, fruit), rice, mashed potatoes, and small portions of vegetables**
 - **Reheated refrigerated or frozen entrees**
 - **Desserts**



- c) **Bars, brewpubs, breweries and pubs shall adhere to the State's applicable Industry Guidance for Restaurants, Bars, and Wineries, which can be found at: <https://files.covid19.ca.gov/pdf/guidance-restaurants-bars-wineries--en.pdf>**
- d) **Bars, brewpubs, breweries and pubs shall also adhere to the guidance published by California Department of Alcoholic Beverage Control, which can be found at <https://www.abc.ca.gov/public-health-orders-regarding-licensed-premises-closures>.**
3. There continue to be infections and death rates in San Joaquin County that necessitate a carefully planned and managed response as the California economy is reopened. San Joaquin County has experienced **16,913** cases with nearly **5,990** new cases in the past 30 days, and **307** deaths since the appearance of the virus in San Joaquin County, with **174** deaths in the past 30 days.
4. This Order is issued in accordance with the March 4, 2020, Proclamation of a State of Emergency issued by Governor Gavin Newsom and Executive Orders N-25-20, N-33-20, and N-60-20; the Public Health Orders of the State Public Health Officer of March 19, 2020, May 7, 2020, July 13, 2020, and August 28, 2020; the Declaration of Local Health Emergency issued by the Health Officer on March 12, 2020, and the March 17, 2020, Resolution of the Board of Supervisors of the County of San Joaquin Ratifying the Declaration of Local Health Emergency; and the order of the County Public Health Officer of August 31, 2020.
5. This Order shall become effective immediately and will continue to be in effect until the County's Health Officer rescinds it in writing.
6. Copies of this Order shall promptly be:
- a) Made available at the County Administration Building at 44 N. San Joaquin, Stockton 95202, First Floor;
 - b) Posted on the San Joaquin County Home page (sjgov.org) and <https://www.sjready.org/events/covid19.html>; and
 - c) Provided to any member of the public that requests a copy.
7. If any provision of this Order or 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



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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

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

Dated: August 31, 2020