

**EMERGENCY ORDER (2020-23) FOR CONTROL OF EPIDEMIC
RESTAURANT CAPACITY**

Emergency Order (Ingham2020-14 & 2020-16) imposed similar restrictions and requirements. This Order is made pursuant to Section 2453 of Michigan's Public Health Code, 1978 PA 368 (MCL 333.2453).

The Local Health Officer has determined that additional restrictions are necessary to control the Coronavirus pandemic and to protect the public health of Ingham County based on the following:

1. A communicable disease, Coronavirus, which causes COVID-19 has been identified within Ingham County that can be transmitted from person to person.
2. In order to control and limit the spread of the Coronavirus, it is necessary to prevent and limit infected people from encountering uninfected people.
3. COVID-19 cases and related hospitalizations have substantially increased in Ingham County since these executive orders were issued at the beginning of June, with a current outbreak tied directly to a restaurant and bar.
4. This Order reduces occupancy load and outlines measures to reduce COVID-19 transmission in facilities with a Food License in Ingham County issued under Michigan's Food Law, 2000 PA 92 (MCL 289.1101 *et seq.*).
5. The spread of COVID-19 can be reduced with cloth face coverings, social distancing, and staying home when sick.

It is hereby ordered that:

1. Each facility with a Food License in Ingham County issued under Michigan's Food Law, 2000 PA 92 (MCL 289.1101 *et seq.*) must:
 - a. Reduce its occupancy load to 50%, excluding employees. This Order will cap capacity at 50% of the current allowed capacity or the limit of 125 people, whichever is less.
 - b. Require six feet of separation between parties or groups at different tables or bar tops (e.g., spread tables out, use every other table, remove or put up chairs or barstools that are not in use).
 - c. Require patrons to wear a face covering except when seated at their table or bar top (unless the patron is unable medically to tolerate a face covering).
 - d. Require patrons to remain seated at their tables or bar tops, except to enter or exit the premises, to order food, or to use the restroom.
 - e. Sell alcoholic beverages only via table service, not via orders at the bar except to patrons seated at the bar.
 - f. Prohibit access to common areas in which people can congregate, dance, or otherwise mingle.
 - g. Close waiting areas and ask customers to wait in cars whenever possible, or else outside the restaurant or bar, for a notification when their table is ready. Restaurants and bars should take measures to encourage social distancing among those customers waiting for tables who are not waiting in their cars.
 - h. Close self-serve food or drink options, such as buffets, salad bars, and drink stations.
 - i. Provide physical guides, such as tape on floors or sidewalks and signage on walls to ensure that customers remain at least six feet apart in any lines.

- j. Post signs at store entrances informing customers not to enter if they are or have recently been sick.
 - k. Post signs instructing customers to wear face coverings until they are seated at their table.
 - l. Require hosts, servers, and staff to wear face coverings in the dining area.
 - m. Require employees to wear face coverings and gloves in the kitchen area when handling food, consistent with guidelines from the Food and Drug Administration (“FDA”).
 - n. Limit shared items for customers (e.g., condiments, menus) and clean high-contact areas after each customer (e.g., tables, chairs, menus, payment tools).
 - o. Train employees on:
 - i. Appropriate use of personal protective equipment in conjunction with food safety guidelines.
 - ii. Food safety health protocols (e.g., cleaning between customers, especially shared condiments).
 - iii. How to manage symptomatic customers upon entry or in the restaurant.
 - p. Install physical barriers, such as sneeze guards and partitions at cash registers, bars, host stands, and other areas where maintaining physical distance of six feet is difficult.
 - q. To the maximum extent possible, limit the number of employees in shared spaces, including kitchens, host stands, break rooms, and offices, to maintain at least a six-foot distance between employees.
2. Healthcare facilities, long term care facilities, and grocery stores are excluded from this Order.
3. Consistent with MCL 333.2261 and 764.15(1), willful violation of any emergency order constitutes a misdemeanor punishable by imprisonment for not more than 6 months, or a fine of not more than \$200, or both. An individual may be arrested if violation occurs in the presence of a police officer, or the police officer has reasonable cause to believe individual has violated a rule or order.

This order takes effect immediately and will remain in effect until it is determined by the Ingham County Health Officer that the threat to the public's health and lives is no longer present.

This order may be revised as well as supplemented with specific procedures and orders in accordance with the Michigan Public Health Code.

Respectfully,



Linda Vail, Health Officer
Ingham County Health Department

October 4, 2020
Date