

CITY OF CATHEDRAL CITY OFFICE OF DIRECTOR OF EMERGENCY SERVICES

EMERGENCY ORDER NO. 6

TITLE: ORDER REQUIRING PROOF OF VACCINATION OR COVID-

TEST WITHING 72 HOURS FOR ENTRY INTO CERTAIN

BUSINESSES AND ESTABLISHMENTS

ISSUER: Director of Emergency Services

ISSUED: August 18, 2021 EFFECTIVE: September 1, 2021

DURATION: Until revoked by action of the City Council

AUTHORITY: Resolution No. 2020-06 (03/16/2020); CCMC §2.20.060; Gov.

Code § 8610, 6834, 41601; Health & Safety Code § 101029.

WHEREAS, COVID-19 continues to pose a risk, especially to individuals who are not Fully Vaccinated, and certain safety measures continue to be necessary to protect against COVID-19 cases and deaths; and

WHEREAS, Vaccination is the most effective method to prevent transmission and ultimately COVID-19 hospitalizations and deaths; and

WHEREAS, California has experienced a surge in new COVID-19 cases and in an increase in hospitalizations, due to the highly contagious Delta variant; and

WHEREAS, there are people in Cathedral City who are not yet fully vaccinated and people who may be vulnerable to infection and disease; and

WHEREAS, the City's actions to protect life and property related to COVID-19 are impacted by the rapid rise in community transmission of COVID-19.



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The Director of Emergency Services hereby ORDERS the following:

- 1. The owners and operators of bars, nightclubs, restaurants, and similar establishments, that serve alcohol shall take reasonable steps to require patrons, to either show proof of "Full Vaccination," as detailed below, or has proof of a "Valid Test" for COVID-19, as detailed below, prior to entry into the premises, unless that patron is excepted as detailed below. Businesses and establishments referred to above are prohibited from serving any patron who refuses to provide proof that they are Fully Vaccinated or Tested.
- 2. "Full Vaccination" means two weeks after completing the entire recommended series of vaccination (usually one or two doses) with a vaccine authorized to prevent COVID-19 by the FDA, including by way of an emergency use authorization, or by the World Health Organization (WHO). For example, as of the date of issuance of this Order, an individual would be fully vaccinated at least two weeks after receiving a second dose of the Pfizer or Moderna COVID-19 vaccine or two weeks after receiving the single dose Johnson & Johnson's Janssen COVID-19 vaccine. A list of FDA-authorized vaccines is available at www.fda.gov/emergency-preparedness-andresponse/coronavirus-disease-2019-covid-19/covid-19-vaccines.

Unless otherwise specified, the following are acceptable as proof of Full Vaccination: (i) the CDC vaccination card, which includes name of person vaccinated, type of vaccine provided, and date last dose administered, or similar documentation issued by another foreign governmental jurisdiction, (ii) a photo of a vaccination card as a separate document, (iii) a photo of the a vaccination card stored on a phone or electronic device, (iv) documentation of vaccination from a healthcare provider, or (v) a personal digital COVID-19 vaccine record issued by the State of California and available by going to myvaccine-ecord.cdph.ca.gov or similar documentation issued by another State, local, or foreign governmental jurisdiction, or by an approved private company (a list of approved companies offering digital vaccine verification is available at www.sfdph.org/dph/alerts/files/vaccine-verification-sites.pdf).

3. "Valid Test" means to have a negative test for the virus that causes COVID-19 within the prior 72 hours. Both nucleic acid (including polymerase chain reaction (PCR)) and antigen tests are acceptable. The following are acceptable as proof of a negative COVID-19 test result: a printed document (from the test provider or



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laboratory) or an email, text message, webpage, or application (app) screen displayed on a phone or mobile device from the test provider or laboratory. The information should include person's name, type of test performed, negative test result, and date the test was administered. If any state or federal agency uses a more restrictive definition of what it means to be Tested for specified purposes (such as Cal/OSHA rules for employers in workplaces), then that more restrictive definition controls for those purposes.

- 4. As soon as possible, but no later than September 1, 2021, all businesses or establishments identified in Section 1 are required to conspicuously post at the entrance to the facility signage informing individuals that proof of Full Vaccination or Valid Test is required to enter the facility and to implement reasonable measures to control patron entry into their establishment and to require proof of Vaccination or a Valid Test as a condition of entry.
- 5. Exceptions and Clarifications.
 - a. Businesses or establishments identified in Section 1 above may allow patrons wearing a Well-Fitted Mask to come indoors to use a restroom or to pick-up a to-go food order without requiring that patron to show proof of Full Vaccination or a Valid Test.
 - b. Individuals hosting private events in their homes are not subject to the requirements of this Order but are strongly urged to require all guests age 12 and older to show proof that they are Fully Vaccinated or Tested. This Order does not require individuals to become vaccinated, although vaccination is encouraged.
 - c. The City respects that individuals with medical condition or disability may not be able to become vaccinated and/or individuals with sincerely held religious beliefs and/or practices have a right not to become vaccinated. However, such persons will be required to show proof of a Valid Test prior to entry into the business and establishments listed in Section 1.
 - d. Additionally, the City recognizes that at this time, a vaccine is not currently available for persons 12 years of age and younger.
- 6. Pursuant to Health and Safety Code Section 120295 and City of Cathedral City Municipal Code Section 2.20.100, any violation of this Order may be determined



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to be an infraction or a misdemeanor and punishable by fine and/or imprisonment not to exceed 90 days.

ISSUED on this 18th day of August, 2021

BY:

Charles McClendon

City Manager / Director of Emergency Services

RIV #4850-0434-4054 v1