

Commission Order No. 08-2020

Tuesday, April 14, 2020

## COMMISSION ORDER

STATE OF MISSOURI }  
County of Warren } SS.

### AMENDED ORDER IN THE MATTER OF ADOPTING LIMITS ON PLACES OF PUBLIC ACCOMMODATION

**WHEREAS**, on March, 18, 2020 the County Commission of the County of Warren, Missouri adopted Commission Order 06-2020 declaring a State of Emergency in the County of Warren, Missouri effective 11:00 a.m. on March 18, 2020 and on April 14, 2020 extended said order until 11:59 p.m. on April 23, 2020; and

**WHEREAS, ON** April 14, 2020 the County Commission of the County of Warren, Missouri adopted Commission Order 08-2020 extending the limits on places of public accommodation until 11:59 pm on April 23, 2020.

**WHEREAS**, the spread of infectious diseases poses a significant risk to the health, safety and wellbeing of the people of the County of Warren, Missouri; and

**WHEREAS**, measures to limit the spread of this virus may place a strain upon the resources of citizens, businesses, municipalities, and the County of Warren, Missouri; and

**WHEREAS**, the County Commission of the County of Warren, Missouri has the authority pursuant to the provisions of state law including, but not limited to, violations are subject to punishment under Section 192.300 RSMo. to make and promulgate orders, rules or regulations, respectively as will tend to enhance the public health and prevent the entrance of infectious, contagious, communicable or dangerous diseases into the County of Warren, Missouri; and

**WHEREAS**, after the promulgation and adoption of such orders, rules or regulations by the County Commission of the County of Warren, Missouri the County Commission shall make and enter an order or record declaring such orders, rules or regulations to be printed and available for distribution to the public in the Office of the County Clerk, and shall require a copy of such order to be published in some newspaper in the County in three successive weeks, not later than thirty days after the entry of such order, rule or regulation; and

**WHEREAS**, to limit the spread of COVID-19, to protect the public health, and to provide essential protections to the people of the County of Warren, Missouri it is reasonable and necessary to impose limited and temporary restrictions on the use of certain places of public accommodation.

**IT IS THEREFORE ORDERED**, beginning immediately, all places of public accommodation shall institute appropriate health and safety protections including social distancing techniques (e.g., requiring people to be at least six (6) feet apart; reducing the number of employees, customers, or other people present; reducing face to-face contact; using phone calls, virtual meetings, and drop-offs/curbside pickups rather than in-person contact).

**IT IS FURTHER ORDERED**, the following places of public accommodation are closed to ingress, egress, use, and occupancy by members of the public:

a. Restaurants, food establishments, food courts, cafes, coffeehouses, and other places of public accommodation offering food or beverage for on-premises consumption; and b. Bars, taverns, brew pubs, breweries, microbreweries, distilleries, wineries, tasting rooms, special licensees, clubs, and other places of public accommodation offering alcoholic beverages for on-premises consumption.

**IT IS FURTHER ORDERED**, that every place of public accommodation described herein is encouraged to offer food and beverage service to the public using delivery service, window service, walk-up service, drive-through service, or drive-up service, so long as every such person involved implements appropriate precautions to mitigate the potential transmission of COVID-19, including social distancing techniques.

**IT IS FURTHER ORDERED**, that in offering food or beverage service, every place of public accommodation described herein may permit up to ten (10) members of the public at one time in the place of public accommodation for the purpose of picking up their food or beverage orders, so long as any such member of the public is at least six (6) feet apart from other people while on premises to the extent possible.

**IT IS FURTHER ORDERED**, that Warren County shall not enforce any provision of an Order, permit, or other restriction that would, as applied to the specific circumstances, prohibit an existing restaurant or bar from providing delivery service, window service, walk-up service, drive-through service, or drive-up service during the state of emergency.

**IT IS FURTHER ORDERED**, that this Order does not apply to any of the following:

a. places of public accommodation that offer food and beverage service that is not for on-premises consumption (e.g., the sale of food or beverages at grocery stores, markets, convenience stores, pharmacies, drug stores, and food pantries), except that any portion of the premises that is available for on-premises consumption of food or beverage shall comply with this Order; b. health care facilities, residential care facilities, congregate care facilities, adult detention facilities and juvenile justice facilities; and c. crisis shelters or similar institutions

**IT IS FURTHER ORDERED**, that nothing in this Order shall prohibit an employee, contractor, vendor, or supplier of a place of public accommodation from entering, exiting, using, or occupying that place of public accommodation in their professional capacity.

**IT IS FURTHER ORDERED**, that for purposes of this Order, "place of public accommodation" means a business or an educational, refreshment, entertainment, or recreation facility, or an institution of any kind, whether licensed or not, whose goods, services, facilities, privileges, advantages, or accommodations are extended, offered, sold, or otherwise made available to the public. Place of public accommodation includes the facilities of private clubs, including country clubs, golf clubs, sports clubs, athletic clubs, and dining clubs.

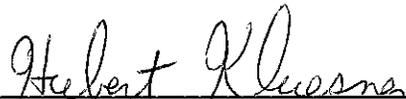
**IT IS FURTHER ORDERED**, that this order shall remain effective immediately upon passage and shall be extended until 11:59 p.m. on April 23, 2020 unless otherwise rescinded or extended further.

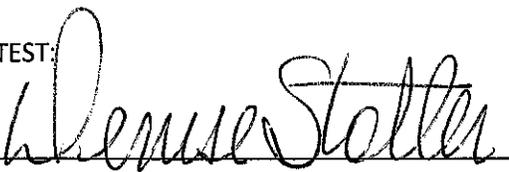
**IT IS FURTHER ORDERED**, that if any part of this Commission Order is invalid for any reason, such invalidity shall not affect the remainder of this Order.

**IT IS FURTHER ORDERED**, that a copy of this Order be provided to Denise Stotler, County Clerk, and that a copy of this order be printed in the Warren County Record for three successive weeks commencing immediately upon the adoption of this Order.

  
\_\_\_\_\_  
Joe Gildehaus, Presiding Commissioner

  
\_\_\_\_\_  
Daniel Hampson, Northern District Commissioner

  
\_\_\_\_\_  
Hubert Kluesner, Southern District Commissioner

ATTEST:  
  
\_\_\_\_\_  
Denise Stotler, County Clerk