

**CITY OF PASADENA HEALTH OFFICER ORDER
FOR THE CONTROL OF COVID-19**

**UPDATED ORDER REVISING THE DEFINITION OF MEGA EVENTS AND
REVISING THE VACCINATION AND TESTING REQUIREMENTS FOR
OUTDOOR MEGA EVENTS AND REDUCING TESTING PERIOD TO WITHIN
ONE DAY FOR AN ANTIGEN TEST AND WITHIN 2 DAYS FOR A PCR TEST;
AND REQUIRING VACCINATIONS FOR ENTRY AT BARS, BREWERIES,
NIGHTCLUBS, AND LOUNGES**

**THIS ORDER AMENDS AND SUPERSEDES
HEALTH OFFICER ORDER ISSUED SEPTEMBER 27,
UPDATED OCTOBER 7, 2021 AND OCTOBER 21, 2021 AND DECEMBER 23, 2021
AND JANUARY 7, 2022**

This Order Revised: February 15, 2022

UPDATES IN THIS ORDER HIGHLIGHTED IN YELLOW:

Effective February 16, 2022

- The definition of a Mega Event is revised to align with the California Department of Public Health's revised definition (an indoor event of 1,000 or more people, or an outdoor event of 10,000 or more people).
- For Outdoor Mega Events, children under 5 years of age are exempt from the vaccination and pre-entry testing requirement.
- For Outdoor Mega Events, masking is required indoors, and recommended (not required) outdoors (Health Officer Order issued 8/18/21 requiring masking while outdoors at Outdoors Mega Events is rescinded).

This Order is in effect as of February 16, 2022, 12:01 AM until rescinded in writing by the Health Officer.

Please read this Order carefully. Violation of or failure to comply with this Order is a crime punishable by fine, imprisonment, or both. (California Health and Safety Code §120295.)

SUMMARY OF THE ORDER:

Since June 15, 2021 when most restrictions from the State of California's Blueprint for a Safer Economy were lifted, the average daily incident case rate of COVID-19 in the City of Pasadena has far surpassed the threshold for the "High Transmission" level of the US Centers for Disease Control and Prevention's (CDC) Indicators for [Levels of Community Transmission](#). The testing positivity rate in Pasadena has also risen to the "High Transmission" level. In Los Angeles County where a large proportion of the people who

work, visit, or patronize businesses in Pasadena reside, the rate of COVID-19 cases has increased to the “High Transmission” level, contributing to risk of transmission in this City. Hospitalizations from COVID-19 both locally and throughout Los Angeles County have significantly increased.

In addition, the significantly more transmissible World Health Organization-designated Variants of Concern, including Delta and Omicron variants of the SARS-CoV-2 virus, have been detected in specimens collected from Pasadena residents with laboratory-confirmed COVID-19, and the current dramatic surge in COVID-19 cases is largely driven by the Omicron variant, proving to be at least three times more transmissible than Delta. The COVID-19 vaccines currently authorized in the US have been shown to be highly safe and effective at providing protection against severe outcomes to individuals and communities, and are recommended by the CDC for all populations for whom the vaccine is authorized by the US Food and Drug Administration, including booster dose recommendations.

Mega events are considered higher risk for COVID-19 virus transmission because: participants and attendees spend extensive periods of time physically close to large numbers of people they don't usually interact with; the frequency and total duration of close contact between attendees is increased, thereby increasing the risk that respiratory particles will be transmitted between attendees and participants; mega events draw from beyond the nearby community and will often draw attendees and participants from other states and countries that may be infected with more infectious COVID variants; and effective contact tracing may be difficult given the amount of potential uncontrolled mixing between groups and attendees unlikely to be together again and the nature of the events.

At the end of January 2022, case rates and hospitalizations for COVID-19 have consistently declined, though Pasadena case rates still remain in the High CDC transmission level. The CDPH has revised its definition of Indoor Mega Event to be an indoor event with 1,000 or more attendees and Outdoor Mega Event to be an outdoor event with 10,000 or more attendees.

This Order revises the vaccination and testing requirements for attendance at an Outdoor Mega Event in keeping with the CDPH Order, directing that all patrons (5 years of age and older) of Outdoor Mega Events show proof of full vaccination or proof of Pre-Entry Negative COVID-19 (diagnostic) test result.

This Order further directs that owners/operators of bars and breweries verify that all patrons over the age of 5 years are fully vaccinated to be served indoors and employees are fully vaccinated; and nightclubs and lounges open for indoor service and operation verify that all patrons are fully vaccinated and employees are fully vaccinated.

UNDER THE AUTHORITY OF THE CALIFORNIA HEALTH AND SAFETY CODE SECTIONS 120175 et seq., AND THE PASADENA MUNICIPAL CODE SECTION 8.04.010, THE CITY OF PASADENA HEALTH OFFICER ORDERS:

1. **Mega Events Definition:** [Mega Events](#) are indoor events with 1,000 or more “attendees”, and outdoor events with 10,000 or more “attendees”, as defined by CDPH. Mega Events include, but are not limited to:

- a. Conventions, conferences and expos
- b. Concerts, shows and nightclubs
- c. Sporting events
- d. Live events and entertainment
- e. Fairs, festivals and parades
- f. Theme parks, amusement parks and water parks
- g. Large private events or gatherings
- h. Races, marathons and endurance events
- i. Car shows

2. **Outdoor Mega Events:** Outdoor Mega Event organizers/operators of events that are ticketed or held in a defined space must verify the full vaccination status or Pre-Entry Negative COVID-19 Viral Test result of all patrons, ages 5 years and older, as a condition of entry. Operators are required to cross-check proof of full vaccination or negative COVID-19 viral test result against a photo identification (ID) for those patrons who are 18 years of age or older. Patrons age 5 to 17 years must provide proof of full vaccination or a Pre-Entry Negative COVID-19 Viral Test result, but are not required to provide a photo ID. This requirement may be expanded to include staff, volunteers, organizers, participants and/or other attendees of any particular Outdoor Mega Event as deemed necessary by the Health Officer and as set forth in any protocols established for the particular Outdoor Mega Event. Outdoor Mega Event organizers must prominently place information on all communications, including reservation and ticketing systems, to ensure patrons are aware of the proof of pre-entry testing or full vaccination status requirement, [requirement for everyone to wear a mask](#) while in attendance, and acceptable modes of verification. Self-attestation cannot be used as a method to verify a patron’s status as fully vaccinated or as proof of a negative COVID-19 test result. Refer to the [PPHD Guidance for Verifying Proof of COVID-19 Vaccination](#) and [PPHD Guidance for Verifying Proof of a Negative COVID-19 Test](#). Operators must make face masks available for all attendees who do not have one, and post signage and require everyone to wear a mask while in any indoor spaces at the event. Masking is recommended outdoors (but not required).

3. **Bars and Breweries:** Bars that have a low-risk (Risk Category 1) food facility health permit, and breweries with a #1 or #23 state alcohol license that do not possess or are not required to have a public health permit to operate, must require patrons who are 5 years and older to provide proof of COVID-19 full vaccination status for entry for indoor service. Patrons who do not provide proof of full COVID-19 vaccination may be served in the outdoor seating area of the facility.

All bars and breweries must comply with the [PPHD Guidance for Verifying Proof of COVID-19 Vaccination](#). In addition, all on-site employees of bars and breweries must provide their employer with proof of full COVID-19 vaccination.

4. **Nightclubs and Lounges:** Nightclubs and lounges that are open only to persons 18 or 21 years of age or older must require patrons and on-site employees to provide proof of COVID-19 full vaccination for entry for indoor service. Patrons who do not provide proof of full COVID-19 vaccination may be served in the outdoor seating area of the facility.

All nightclubs and lounges must comply with the [PPHD Guidance for Verifying Proof of COVID-19 Vaccination](#). In addition, all on-site employees of nightclubs and lounges must provide their employer with proof of full COVID-19 vaccination.

“Nightclub” is defined as a commercial establishment dispensing beverages for consumption on the premises and in which dancing is permitted or entertainment is provided, and/or has as its primary source of revenue (a) the sale of alcohol for consumption on the premises, (b) cover charges, or (c) both.

“Lounge” is defined as a business that operates primarily for the preparation, sale, and service of beer, wine, or spirits. Minors are not allowed in a lounge.

5. Individuals who do not provide proof of partial or full vaccination at bars, breweries, nightclubs, and lounges may use the outdoor portions of the facility, but may not remain inside the facility except as solely provided in the subsections below:
 - a. The individual who is wearing a well-fitted mask may enter the indoor portion of the facility as part of their employment to make a delivery or pick-up, provide a service or repair to the facility, or for an emergency or regulatory purpose.
 - b. The individual who is wearing a well-fitted mask may enter the indoor portion of the facility to get to the outdoor portion of the facility or to use the restroom.
 - c. The individual who is wearing a well-fitted mask may enter the indoor portion of the facility to order, pick up, or pay for food or beverages to go.
6. **Restaurants:** The Health Officer strongly recommends and encourages operators of restaurants to reserve indoor seating and service for patrons who provide proof of full COVID-19 vaccination. Patrons who cannot provide proof of full COVID-19 vaccination should be served in outdoor dining areas where the risk of exposure to the virus that causes COVID-19 is likely reduced between separate groups of diners.
7. **Fully Vaccinated Definition:** See current CDPH guidance for [Fully Vaccinated Persons](#) for definitions, acceptable vaccines, and updates on additional vaccines as

they are approved. For verification methods see section titled Options for Providing Proof of Vaccination in the CDPH [Vaccine Record Guidelines & Standards](#) and the [PPHD Guidance for Verifying Proof of COVID-19 Vaccination](#). Individuals 18 years old or older must provide a photo identification with their vaccine document.

8. **Pre-Entry Negative Testing Definition:** Testing must be conducted within one day for an antigen test or conducted within two days for a PCR test, prior to entry. Results of the test must be available prior to entry into the event or venue. For verification see current CDPH [Updated Testing Guidance](#) for a list of acceptable methods of proof of negative COVID-19 test result and the [PPHD Guidance for Verifying Proof of a Negative COVID-19 Test](#). Individuals 18 years old or older must provide a photo identification with their negative test result.

9. On-site employees of bars, breweries, nightclubs and lounges may be exempt from the vaccination requirements only upon providing their employer a declination form signed by the individual stating either of the following: (1) the worker is declining vaccination based on sincerely held religious beliefs, or (2) the individual is excused from receiving any COVID-19 vaccine due to a Qualifying Medical Reason.
 - a. To be eligible for a Qualifying Medical Reasons exemption, the individual must provide to their employer a written statement signed by a physician, (M.D. or D.O.), nurse practitioner (N.P.), or physician assistant (P.A.) stating that the individual qualifies for the exemption (but the statement should not describe the underlying medical condition or disability) and indicating the probable duration of the worker’s inability to receive the vaccine (or if the duration is unknown or permanent, so indicate). In this context, (1) “physician” refers specifically to an individual having a valid certificate or license to practice medicine and surgery issued by the Medical Board of California or the Osteopathic Medical Board of California; (2) “nurse practitioner” refers specifically to registered nurses who have a valid license to practice as a nurse practitioner (N.P.) by the California Board of Registered Nursing; and (3) “physician assistant” refers specifically to an individual having a valid license to practice from the California Physician Assistant Board. See the most updated version of the CDC’s guidance [Interim Clinical Considerations for Use of COVID-19 Vaccines](#).
 - b. If the operator of a bar, brewery, nightclub or lounge deems its on-site employee to have met the requirements of an exemption, the unvaccinated exempt employee must meet both of the following requirements to work in such facility:
 - i. Test for COVID-19 at least once per week with either polymerase chain reaction (PCR) or antigen test that either has Emergency Use Authorization (EUA) by the US Food and Drug Administration or is operating per the Laboratory Developed Test requirements by the US Centers for Medicare and Medicaid Services.
 - ii. Wear a surgical mask or higher-level respirator approved by the National Institute of Occupational Safety and Health (NIOSH), such as an N95 respirator, at all times while in the bar, brewery, nightclub or

lounge.

10. Venues or operators should make surgical masks or higher-level respirators available to attendees who do not have one.
11. All previous Health Officer Orders, including the July 21, 2021 [Order for Wearing of Face Masks in Public Settings](#), remain in full force and effect except as modified by this Order.
12. Unvaccinated as well as fully vaccinated people should continue to follow CDC guidance for [unvaccinated people](#) and for [fully vaccinated people](#) to protect themselves and others, including wearing a well-fitted [mask](#), [physical distancing](#) (at least 6 feet), avoiding crowds, avoiding poorly ventilated spaces, covering coughs and sneezes, [washing hands](#) often, and following any applicable workplace, school, or business sector guidance or requirements including the [Cal/OSHA Emergency Temporary Standards](#). Fully vaccinated people should still watch for [symptoms](#) of COVID-19, especially following an exposure to someone with suspected or confirmed COVID-19. If symptoms develop, all people – regardless of vaccination status – should isolate and be clinically evaluated for COVID-19, including SARS-CoV-2 testing. Anyone testing positive for SARS-CoV-2, regardless of vaccination status, must follow the [Health Officer Order for Isolation](#).
13. All previous orders of the Health Officer, as revised, supplemented and/or amended and that have not been expressly rescinded or superseded, remain in full force and effect, except as provided herein. To the extent a conflict exists between this Order and any previous orders of the Health Officer, the previous orders are hereby superseded and this Order controls.
14. The CDPH has declared that the Q&A and Industry Guidance set forth on the CDPH COVID-19 website have the same force and effect as other State Public Health Officer directives. By way of this Order, the Health Officer adopts such directives as orders as well.
15. Protocols established by the Health Officer to implement health orders issued by the State Public Health Officer or the City of Pasadena Health Officer have the same force and effect as other Orders issued by the Health Officer. To the extent any health order of the Health Officer, including any protocols established to implement any health order, is more restrictive than any order or directive issued by the State Public Health Officer, the health order of the Health Officer shall control.
16. This Order applies to all persons within the City of Pasadena under the Health Officer's jurisdiction.
17. Violation of this Order is a misdemeanor punishable by imprisonment, fine or both under California Health and Safety Code Section 120295. This Order will be enforced by the City of Pasadena Police Department, City Attorney/City Prosecutor's Office,

and/or any other agency designated by the Pasadena City Manager for enforcement.

18. If any subsection, sentence, clause, phrase, or word of this Order (or any other prior Order) or any application of it to any person, structure, gathering, or circumstance is held to be invalid or unconstitutional by a decision of a court of competent jurisdiction, then such decision will not affect the validity of the remaining portions of this Order (or any other prior Order).

IT IS SO ORDERED:



Ying-Ying Goh, MD, MSHS
Health Officer, City of Pasadena

Date: 2/15/2022