



CLASS ORDER

made pursuant to Section 22 (5.0.1) of the Health Protection and Promotion Act

Date: February 27, 2021 Revised: March 3, 2021

TO: All persons who own or operate Indoor Soccer/Sports Domes located in the Regional Municipality of Durham (The Region)

The Regional
Municipality
of Durham

Health Department

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I, Dr. Robert Kyle, Medical Officer of Health for the Regional Municipality of Durham, pursuant to section 22(5.01) of the *Health Protection and Promotion Act* ("HPPA"), ORDER you to take the following actions, **effective 12:01 am on March 4, 2021:**

- 1) Ensure the number of participants in any indoor classes, organized programs and organized activities, on every separated Full-Sized Indoor Soccer/Sports Field, at any one time cannot exceed 10 participants (staff, coaches, trainers and one parent/guardian are not included in this total). Actively monitor compliance with the capacity limit;
- 2) Ensure each Full-Sized Indoor Soccer/Sports Field in the Indoor Soccer/Sports Dome is separated by a non-permeable barrier, no less than 12 ft. in height and runs the full length of the field to prevent comingling of cohorts;
- 3) Develop and implement a written safety plan available on-site for viewing by participants, staff and visitors. This safety plan must be posted in a conspicuous location. All staff must follow the safety plan. The safety plan must include provisions addressing the following:
 - a) Active screening of all participants, staff and visitors
 - b) Self-isolation for staff if they become ill while at work
 - c) Physical distancing and a procedure to address crowding inside and outside the facility and ensure all participants, staff and visitors maintain a distance of 2 metres (m) apart
 - d) Masks/face coverings for participants, staff and visitors, with limited exemptions
 - e) Cleaning and disinfecting of the Indoor Soccer/Sports Dome using Health Canada approved disinfectants
 - f) Support of hand hygiene for participants, staff and visitors, particularly handwashing and/or use of hand sanitizer, as applicable
 - g) Reminding participants, staff and visitors about good respiratory

- (cough and sneeze) etiquette and to avoid touching their face
- h) Notification to Durham Region Health Department (DRHD) of any staff either diagnosed with COVID-19 or identified as a high-risk contact to someone with COVID-19;
- 4) Post appropriate visible signage at all entrances indicating that non-medical masks or face coverings are required inside the premises, with limited exemptions;
 - 5) Actively monitor all common areas (e.g. washrooms, hallways, entrances and exits etc.) of the Indoor Soccer/Sports Dome to ensure physical distancing of 2 m is maintained and proper usage of face masks/face coverings, with limited exemptions, are being followed;
 - 6) Actively manage all line ups/persons congregating and ensure all persons waiting in line ups inside or outside the facility wear a face mask/face covering, with limited exemptions, and maintain a physical distance of at least 2 m;
 - 7) Ensure start and end times of all facility rentals for the Indoor Soccer/Sports Dome are staggered to prevent comingling between cohorts (teams). Post signage indicating one-way flow of all participants, staff and visitors to ensure physical distancing is maintained;
 - 8) Conduct active screening of all participants, staff and visitors;
 - 9) Ensure cleaning and disinfecting of all high touch surfaces at least every four hours, between cohorts, and when visibly soiled, using a Health Canada approved disinfectant. Document all cleaning and disinfecting and ensure logs are available for review, as requested by DRHD or other enforcement agencies;
 - 10) Where indoor soccer/sports fields share washrooms, ensure washroom access is limited to cohorts and cleaned and disinfected between cohort use; and
 - 11) Ensure compliance with all other applicable provincial Regulations, advice of the Chief Medical Officer of Health of Ontario, advice, recommendations or instructions of DRHD and/or sector-specific guidance documents.

THE REASONS for this ORDER are that:

1. COVID-19 has been designated as communicable under Ontario Regulation 135/18 as amended. COVID-19 has been declared a pandemic by the World Health Organization.

2. COVID-19 is present in the Region and therefore poses a risk to the health of the residents of the Region through community transmission. The COVID-19 virus (SARS CoV-2) is spread from an infected person to a close contact by direct contact or when respiratory secretions from the infected person enter the eyes, nose or mouth of another person.
3. The risk of transmission of COVID-19 is greatest in close contact environments where persons are within 2 m and/or without face coverings. Persons may be infected with COVID-19 without showing symptoms, and may spread COVID-19 to other persons, their families, and others with whom they come into contact.
4. Cases of COVID-19 and percent positivity continues to remain steady in The Region.
5. The Province has issued Regulations under the *Reopening Ontario (A Flexible Response to COVID-19) Act, 2020* to implement the Keeping Ontario Safe and Open Framework. The terms of this Order are intended to operate concurrently to supplement the Regulations.
6. The need for a precautionary approach to public health interventions is a recognized principle that applies to Orders issued under the *Health Protection and Promotion Act*.

I am of the opinion, on reasonable and probable grounds that:

- a) a communicable disease exists or may exist or there is an immediate risk of an outbreak of a communicable disease in the health unit served by me;
- b) the communicable disease presents a risk to the health of persons in the health unit served by me; and
- c) the requirements specified in this Order are necessary in order to decrease or eliminate the risk to health presented by the communicable disease.

I am also of the opinion that the delivery of notice of this Order to each and every member of the class is likely to cause a delay that could significantly increase the risk to the health of any person residing in the health unit, so notice shall be provided through the public media and the internet via posting on the DRHD website:

<https://www.durham.ca/en/health-and-wellness/novel-coronavirus-update.aspx>.

The following definitions apply to this Order:

“Durham Region Health Department” means the Medical Officer of Health or Durham Region Health Department staff acting under the direction of the Medical Officer of Health.

“Full-Sized Indoor Soccer/Sports Field” is a soccer/sports field that is no less than 45 m in length by 30 m in width.

“Indoor Soccer/Sports Dome” is a structure containing full-sized soccer/sports fields with artificial turf.

NOTICE

TAKE NOTICE THAT each member of the class is entitled to a hearing by the Health Services Appeal and Review Board if the member has delivered to me, at the address below, and to the Health Services Appeal and Review Board, by e-mail to hsarb@ontario.ca or faxed to the HSARB at 416-327-8524., notice in writing, requesting a hearing within 15 days after publication of this Order or otherwise in accordance with applicable law.

AND TAKE FURTHER NOTICE THAT although a hearing may be requested this Order takes effect when it is delivered to a member of the class or brought to the attention of a member of the class.

FAILURE to comply with this Order is an offence in accordance with section 100 of the Health Protection and Promotion Act for which you may be liable, on conviction, to a fine of not more than \$5,000 (for a person) or \$25,000 (for a corporation) for every day or part of each day on which the offence occurs or continues.

Original signed by

Robert Kyle, BSc, MD, MHSc, CCFP, FRCPC, FACPM
Commissioner & Medical Officer of Health
Durham Region Health Department
605 Rossland Road East
Whitby, Ontario L1N 0B2

This Order shall be posted on the Durham Region Health Department website: <https://www.durham.ca/en/health-and-wellness/novel-coronavirus-update.aspx>.

Inquiries about this Order should be directed to the Durham Region Health Department at (905) 668-2020 or 1-800-841-2729.