

CLASS ORDER

Made pursuant to Section 22 of the
Health Protection and Promotion Act, R.S.O. 1990, c.H.7, as amended

DATE: January 22, 2021

TO: All persons having managerial or supervisory responsibility at:
Heritage House Retirement Living
2113 Gordon St.
Guelph, ON N1L 0G7

I, Dr. Matthew Tenenbaum, Associate Medical Officer of Health, of Wellington-Dufferin-Guelph Health Unit, **order** you to take the following actions **effective immediately**:

1. Implement active screening of all staff of Heritage House Retirement Living, visitors, and anyone else entering Heritage House Retirement Living, with the exception of first responders who, in emergency situations, should be permitted entry without screening. Active screening must take place at all entrances and there must be a competent staff member present to perform active screening. Active screening must comply with guidance from Ontario's Ministry of Health. Any person showing symptoms of COVID-19 must not be allowed to enter Heritage House Retirement Living.
2. Ensure that adequate supplies of personal protective equipment (PPE) including masks, eye protection, gowns, and gloves are available outside each resident's room and at other places as directed by me or my designate.
3. Ensure that all staff are trained regarding the correct and proper use of PPE, including proper donning and doffing (removal) technique and the performance of a point of care risk assessment (PCRA). Additionally, ensure that any incorrect or improper use of PPE is promptly corrected.
4. Ensure that all staff performing or assisting with the performance of aerosol generating medical procedures are fit tested for an N95 respirator and are provided with N95 respirators as needed.
5. Ensure that all staff and residents are tested for COVID-19 in accordance with CMOH Directive #3, guidance from Ontario's Ministry of Health, and as otherwise directed by me or my designate.
6. Provide adequate supplies of alcohol-based hand rub (ABHR) with 70-90% alcohol content at all points of care and throughout Heritage House Retirement Living as directed by me or my designate. Additionally, ensure that expired or unsuitable hand rub products are removed as directed by me or my designate.

7. Ensure staff and essential visitors are instructed to perform hand hygiene as per Ontario Ministry of Health guidance.
8. Ensure that environmental cleaning of Heritage House Retirement Living is performed using appropriate cleaning and disinfection products as directed by me or my designate.
9. Take all reasonable measures to ensure that staff, residents, and visitors are able to maintain physical distancing of at least two (2) metres from one another, including by taking specific actions as directed by me or my designate.
10. Take the following additional actions immediately and at all times while Heritage House Retirement Living is experiencing a COVID-19 outbreak:
 - a. Ensure all resident short stay absences are discontinued unless medically necessary.
 - b. Ensure that staff are appropriately cohorted while caring for residents in accordance with Ontario Ministry of Health guidance and as directed by me or my designate.
 - c. Ensure that appropriate signage is posted at the entrance to Heritage House Retirement Living. This signage will indicate that Heritage House Retirement Living is currently experiencing a COVID-19 outbreak.
 - d. Ensure that appropriate signage is posted outside the room of each resident who is under droplet/contact precautions, as determined by me or my designate. This signage must indicate that the resident is under droplet/contact precautions, clearly show the required PPE, and include instructions for properly donning and doffing (removing) the required PPE.
11. Take such further and other steps as I or my designate may reasonably advise; and
12. Continue to take all of steps set out at paragraphs 1 to 11 above until advised by me or my designate that such measures are no longer necessary.

THE REASONS FOR THIS ORDER ARE THAT:

1. COVID-19, a disease caused by a novel coronavirus, is designated as a disease of public health significance and a communicable disease pursuant to Ontario Regulation 135/18 under the Health Protection and Promotion Act.
2. COVID-19 is capable of causing acute and severe respiratory illness and death in humans, with those at high risk of such complications including older adults and medically vulnerable people (e.g., those who are immunocompromised).
3. COVID-19 is transmitted from person to person predominantly through infected respiratory droplets and/or aerosols that are released from the nose and mouth, through contact with contaminated surfaces, and through poor hand hygiene. COVID-19 is easily transmitted through close contact between an infected individual and others.

4. COVID-19 may be transmitted from persons who have minimal or no signs or symptoms of illness.
5. Cases of COVID-19 have been identified in the City of Guelph, in Wellington-Dufferin-Guelph Health Unit, in Ontario, in Canada and globally; the spread of COVID-19 has been declared an emergency in Ontario, is of immediate and compelling public health importance nationally, and has been declared a pandemic by the World Health Organization.
6. Outbreaks of COVID-19 in congregate living settings, such as long-term care facilities and retirement homes, are often challenging to control and have accounted for a majority of all deaths caused by COVID-19 to date in the province of Ontario.
7. Implementation of appropriate infection prevention and control (IPAC) measures in congregate living settings reduces opportunities for COVID-19 transmission and reduces the likelihood of COVID-19 outbreaks.
8. On May 14, 2020, staff of the Wellington-Dufferin-Guelph Health Unit conducted an IPAC assessment at Heritage House Retirement Living. During the assessment, multiple deficiencies were observed including lack of PPE available at the point of care and inadequate physical distancing between staff and residents.
9. The findings of the May 14, 2020 IPAC assessment were communicated to the manager of Heritage House Retirement Living on May 15, 2020 via email. Recommendations were provided to the manager regarding how these deficiencies were to be remediated.
10. On September 3, 2020, staff of the Wellington-Dufferin-Guelph Health Unit conducted an IPAC assessment at Heritage House Retirement Living. During the assessment, multiple of the same deficiencies were observed including lack of PPE available at the point of care and inadequate physical distancing between staff and residents.
11. The findings of the September 3, 2020 IPAC assessment were communicated to the manager of Heritage House Retirement Living on September 14, 2020. Recommendations were provided to the manager regarding how these deficiencies were to be remediated.
12. Staff of the Wellington-Dufferin-Guelph Health Unit followed up with the manager of Heritage House Retirement Living regarding these deficiencies on September 25, 2020, October 13, 2020, October 19, 2020, and October 22, 2020. At each conversation, staff provided recommendations to the manager regarding how these deficiencies were to be remediated.

13. On October 30, 2020, staff of the Wellington-Dufferin-Guelph Health Unit conducted an IPAC assessment at Heritage House Retirement Living. During the assessment, the same deficiency relating to inadequate physical distancing between staff and residents was observed.
14. The findings of the October 30, 2020 IPAC assessment were communicated to the manager of Heritage House Retirement Living on November 3, 2020. Recommendations were provided to the manager regarding how these deficiencies were to be remediated.
15. Staff of the Wellington-Dufferin-Guelph Health Unit followed up with the manager of Heritage House Retirement Living regarding these deficiencies on December 15, 2020. At this conversation, staff provided recommendations to the manager regarding how these deficiencies were to be remediated.
16. On January 21, 2021, an outbreak of COVID-19 was declared at Heritage House Retirement Living.
17. On January 22, 2021, staff of the Wellington-Dufferin-Guelph Health Unit conducted an IPAC assessment at Heritage House Retirement Living in response to the declared COVID-19 outbreak. During the assessment, many of the same deficiencies were noted as were present on previous dates. Additional deficiencies were observed including inadequate active screening at the entrance and inadequate implementation of recommended outbreak measures.

I am therefore 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 to whom it is directed is likely to cause a delay that could significantly increase the risk to the health of any person residing in the jurisdiction of the Wellington-Dufferin-Guelph Health Unit, so notice shall be provided through the internet via posting at: www.wdgppublichealth.ca.

NOTICE

TAKE NOTICE THAT each member of the class to whom this Order is directed is entitled to a hearing by the Health Services Appeal and Review Board if the member has delivered notice in

writing to me and to the Health Services Appeal and Review Board (Health Boards Secretariat, 151 Bloor Street West, 9th Floor, Toronto, Ontario, M5S 2T5) requesting a hearing within fifteen (15) days after publication of this Order or otherwise in accordance with applicable law. In the context of the COVID-19 outbreak, all requests for appeals and reviews, submissions, materials, and inquiries must be sent by e-mail to hsarb@ontario.ca or faxed to the Health Services Appeal and Review Board at 416-327-8524.

AND FURTHER TAKE 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 for which you may be liable, on conviction, to a fine of not more than \$5,000.00 for every day or part of each day on which the offence occurs or continues.

A handwritten signature in black ink, appearing to read 'M. T.', followed by a long horizontal flourish.

Dr. Matthew Tenenbaum
Associate Medical Officer of Health,
Wellington-Dufferin-Guelph Public Health
160 Chancellors Way,
Guelph, ON N1G 0E1

Questions about this Order can be directed to the Wellington-Dufferin-Guelph Public Health COVID-19 Call Centre at **519-822-2715 ext. 4020**