

ORDINANCE NO. 562

AN ORDINANCE OF THE CITY OF WALLER, TEXAS GRANTING THE CITY COUNCIL'S CONSENT TO AN EXTENSION OF THE MAYOR'S ORDER DECLARING THE EXISTENCE OF A LOCAL STATE OF DISASTER IN THE CITY; CONTAINING FINDINGS; AND MAKING OTHER PROVISIONS RELATED TO THE SUBJECT.

WHEREAS, the Mayor of the City of Waller has issued an order declaring that a state of disaster exists within the City because of the COVID-19 pandemic and the presence of infected individuals in the region that includes the City.

WHEREAS, the Mayor has determined that it is necessary and advisable to extend the Order declaring a state of emergency until such time as the City Council may decide.

WHEREAS Section 418.108 of the Texas Government Code requires the consent of the City Council to any extension of an order declaring a local state of disaster beyond seven days.

WHEREAS the City Council is of the opinion that the Mayor's order should be extended and desires to grant its consent to that extension.

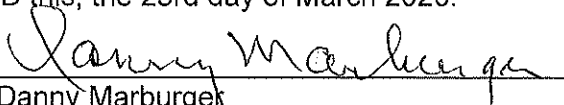
NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CITY OF WALLER, TEXAS

Section 1. The findings included in the Mayor's order declaring a local state of disaster, a copy of which is attached hereto as Exhibit "A", are hereby incorporated into this motion.

Section 2. The City Council hereby grants its consent to the extension of the Mayor's order, declaring that a local state of disaster exists in the City, until such time as the City Council determines otherwise, unless further extended.

Section 3. This Ordinance shall take effect immediately.

PASSED, APPROVED and ADOPTED this, the 23rd day of March 2020.



Danny Marburger
Mayor



Cynthia Ward
City Secretary



**CITY OF WALLER, TEXAS
MAYORAL DECLARATION OF LOCAL STATE OF DISASTER
DUE TO PUBLIC HEALTH EMERGENCY**

WHEREAS, beginning in December 2019, a novel coronavirus, now designated SARS-CoV2 which causes the disease COVID-19, has been declared a global pandemic by the World Health Organization; and

WHEREAS, the symptoms of COVID-19 can range from mild to severe illness and cause further complications including death; and

WHEREAS, COVID-19 virus mainly spreads between people who are in close contact with one another through respiratory droplets produced when an infected person coughs or sneezes; and

WHEREAS, on March 13, 2020, the Governor of the State of Texas issued a proclamation certifying that COVID-19 poses an imminent threat of disaster in the state and declaring a state of disaster for all counties in Texas; and

WHEREAS, the City of Waller, Texas, is taking extraordinary measures to prevent the spread of this potentially devastating disease in our community; and

WHEREAS, said state of disaster requires that certain emergency protective measures be taken pursuant to the Texas Disaster Act of 1975 relating to Emergency Management and Public Health, pursuant to Chapter 418 of the Texas Government Code.

NOW THEREFORE, BE IT PROCLAIMED BY THE MAYOR OF THE CITY OF WALLER, TEXAS:

SECTION 1. That a local state of disaster for public health emergency is hereby declared for the City of Waller Texas, pursuant to Section 418.108(a) of the Texas Government Code.

SECTION 2. That pursuant to Section 418.108(b) of the Texas Government Code the state of disaster for public health emergency shall continue for a period of not more than seven (7) days from the date of this declaration, unless continued or renewed by the City Council of the City of Waller, Texas.

SECTION 3. That pursuant to Section 418.108(c) of the Texas Government Code this declaration of a local state of disaster for public health emergency shall be given prompt and general publicity and shall be filed promptly with the City Secretary.

SECTION 4. That pursuant to Section 418.108(d) of the Texas Government Code, this declaration of a local state of disaster activates the City of Waller, Texas, emergency management plan, and authorizes the furnishing of aid and assistance under the declaration.

SECTION 5. That this declaration authorizes the City to take any actions necessary to promote health and suppress the virus, including the quarantine of persons and occupied structures, examining and regulating hospitals, regulating ingress and egress from the City, regulating ingress and egress to occupied structures, establishment of quarantine stations, emergency hospitals, and other hospitals, and insuring compliance for those who do not comply with the City's rules, pursuant to Section 122.006 of the Health and Safety Code.


SECTION 6. That this declaration hereby limits the size of gatherings to not more than 10 people and mandates the cancellation of all such gatherings until further notice. A "gathering" refers generally to a scheduled event or common endeavor where 10 persons are present in a confined space, room, or area.

SECTION 7. In accordance with Texas Government Code §418.173, a person who knowingly or intentionally violates this declaration commits an offense, punishable by a fine up to \$1,000.00 or confinement in jail for a term that does not exceed 180 days.

SECTION 8. That this declaration hereby authorizes the use of all lawfully available enforcement tools.

SECTION 9. That this declaration shall take effect immediately from and after its issuance.

DECLARED this 20th day of March 2020.



Danny Marburger, Mayor
City of Waller, Texas