


ORDINANCE NO. 20-08

AN ORDINANCE OF THE CITY OF DANBURY, TEXAS, DECLARING A LOCAL STATE OF DISASTER TO A PUBLIC HEALTH EMERGENCY DUE TO THE CORONAVIRUS PANDEMIC; PROVIDING FOR THE DURATION AND TERMINATION OF THIS ORDINANCE AND THE DECLARATION; PROVIDING FOR CONFLICTS IN TERMS; AND PROVIDING A SAVINGS CLAUSE AND AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DANBURY, TEXAS:

1. The attached Mayoral Declaration of Local State of Disaster Due to Public Health Emergency ("the Declaration"), dated March 19, 2020, is hereby approved and adopted as a city ordinance.
2. Any reference herein to this ordinance shall also include the Declaration.
3. This ordinance shall remain in effect until terminated. Either the Mayor or the City Council may terminate this ordinance.
4. If any part of this ordinance, of whatever size, is ever declared invalid or unenforceable for any reason, the remainder of this ordinance shall remain in full force and effect.
5. In the event of any conflict in terms between this ordinance and any other ordinance, this ordinance shall govern and control.
6. This ordinance shall be effective immediately upon its passage and adoption.

PASSED AND ADOPTED this 19th day of March, 2020.



Melinda C. Strong, Mayor
City of Danbury, Texas

ATTEST:



Cynthia Sharp, Deputy City Secretary



**MAYORAL DECLARATION OF LOCAL STATE OF
DISASTER DUE TO PUBLIC HEALTH EMERGENCY**

THE MAYOR OF THE CITY OF DANBURY, TEXAS HEREBY PROCLAIMS:

SECTION 1. The Mayor of the City of Danbury finds that the following facts are true:

a. Beginning in December 2019, a novel coronavirus, now designated SARS CoV2 (“the virus”) which causes the disease COVID-19, has been declared a global pandemic by the World Health Organization.

b. The symptoms of COVID-19 can range from mild to severe illness and cause further complications including death.

c. 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.

d. 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

e. On March 19, 2020, the Governor of the State of Texas issued an executive order establishing additional emergency measures to deal with this pandemic.

f. The United States of America, the State of Texas, and the City of Danbury, Texas, are taking extraordinary measures to prevent the spread of this potentially devastating disease in our community.

g. This 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.

SECTION 2. A local state of disaster for public health emergency is hereby declared for the City of Danbury, Texas, pursuant to Section 418.108(a) of the Texas Government Code.

SECTION 3. 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 Danbury, Texas.

SECTION 4. 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 5. Pursuant to Section 418.108(d) of the Texas Government Code, this declaration of a local state of disaster activates the City of Danbury, Texas, emergency management plan, and authorizes the furnishing of aid and assistance under this declaration.

SECTION 6. Pursuant to Section 418.108(g) of the Texas Government Code, this declaration authorizes the Mayor to control ingress and egress from the City and control the movement of persons and the occupancy of premises in the City.

SECTION 7. The virus is a nuisance that is or may become injurious to the public health, and this declaration authorizes the City to take actions to abate that nuisance, pursuant to Section 122.005(a) of the Texas Health and Safety Code.

SECTION 8. This declaration also authorizes the City to take any actions necessary to promote health or 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 122.005 of the Health and Safety Code and Section 418.108(g) of the Texas Government Code.

SECTION 9. This declaration hereby authorizes the use of all lawfully available enforcement tools. Nothing herein shall be construed to limit any authority of the Mayor or the City, and no mention of authority for any action shall be construed to exclude any other authority.

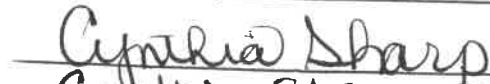
SECTION 10. This declaration shall take effect immediately from and after its issuance.

DECLARED this 19th day of March 2020.



MELINDA C. STRONG, MAYOR
CITY OF DANBURY, TEXAS

ATTEST



Cynthia Sharp, Deputy City Secretary