

CITY OF SANDY OAKS, TEXAS

ORDINANCE NO 2021-177

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SANDY OAK, TEXAS EXTENDING THE MAYOR'S DECLARATION OF LOCAL STATE OF DISASTER DUE TO SEVERE WINTER WEATHER EMERGENCY ISSUED ON FEBRUARY 14, 2021, DESIGNATING AN EMERGENCY MANAGEMENT DIRECTOR, DESIGNATING AN EMERGENCY MANAGEMENT COORDINATOR, AND OTHER MATTERS RELATED TO THE DECLARATION OF LOCAL STATE OF DISASTER.

WHEREAS, on or about February 14, 2021, Mayor Micki Ball issued a "*Declaration of Local State of Disaster due to Severe Winter Weather Emergency*" in accordance with Texas Government Code § 418.108 ("Declaration"), a true and correct copy attached hereto as Exhibit A and incorporated herein by reference; and

WHEREAS, the Declaration may not be continued or renewed for a period of more than seven (7) days, except with the consent of the City Council of Sandy Oaks, Texas; and

WHEREAS, the Declaration expires on or about February 21, 2021 unless continued and/or renewed by the City Council of Sandy Oaks, Texas; and

WHEREAS, the Declaration incorporates the Proclamation issued by the Governor of the State of Texas on February 12, 2021, declaring a state of disaster for the State of Texas, and subsequent amendments to that Proclamation, and the Joint City of San Antonio and Bexar County Winter Weather Emergency Declaration issued by the County Judge of Bexar County and the Mayor of San Antonio on February 13, 2021, which declared a local state of disaster caused by the winter weather emergency for the County of Bexar, including all suburban cities, and the City of San Antonio and subsequent amendments to that joint declaration; and

WHEREAS, the City Council of the City of Sandy Oaks, Texas desires to renew and continue the Declaration in its entirety and incorporate any current and future proclamations, declarations, and orders of Bexar County and the State of Texas related to the local state of disaster due to the severe winter weather that occurred beginning February 14, 2021;

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SANDY OAKS, TEXAS:

SECTION 1. All of the above premises are hereby found to be true and correct legislative and factual findings of the City of Sandy Oaks, Texas and they are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

SECTION 2. The City Council hereby continues and renews the Mayor's declaration of a Local State of Disaster Due to Severe Winter Weather Emergency, attached as Exhibit A and

incorporated herein by reference, and declares a Local State of Disaster Due to Severe Winter Emergency that began February 14, 2021. The City Council further incorporates the Proclamation issued by the Governor of the State of Texas on February 12, 2021, declaring a state of disaster for the State of Texas, and subsequent amendments to that Proclamation and the Joint City of San Antonio and Bexar County Winter Weather Emergency Declaration issued by the County Judge of Bexar County and the Mayor of San Antonio on February 13, 2021, which declared a local state of disaster caused by the winter weather emergency for the County of Bexar, including all suburban cities, and the City of San Antonio and subsequent amendments to that joint declaration. Further, the Mayor is hereby designated the City's Emergency Management Director and may issue all proclamations, regulations or directives which are necessary for carrying out the purposes of the City's joint Emergency Management Plan with Bexar County. The Emergency Management Plan of the City of Sandy Oaks is hereby activated immediately and further, and authorizes the furnishing of aid and assistance. The Mayor hereby is authorized to act as or designate an Emergency Management Coordinator.

SECTION 3. Any actions taken by the Mayor relative to this emergency and/or local disaster and prior to the adoption of this Ordinance are hereby ratified by the City Council, including any action taken from the time the Declaration expired until adoption of this Ordinance.

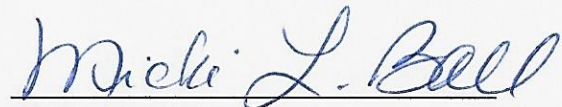
SECTION 4. Any and all ordinances, orders, resolutions, rules, regulations, policies or provisions in conflict with the provisions of this Ordinance are hereby temporarily repealed and rescinded to the extent of any conflict herewith until the Local State of Disaster Due to Severe Winter Weather Emergency expires or is lifted.

SECTION 5. If any section, subsection, clause, phrase or provision of this Ordinance, or the application thereof to any person or circumstance, shall to any extent be held by a court of competent jurisdiction to be invalid, void or unconstitutional, the remaining sections, subsections, clauses, phrases or provisions of this Ordinance, or the application thereof to any person or circumstances, shall remain in full force and effect and shall in no way be affected, impaired or invalidated.

SECTION 6. This Ordinance becomes effective immediately and the Ordinance and the powers granted herein shall remain in effect until repealed.

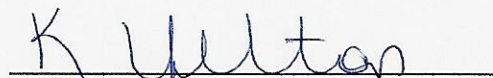
PASSED AND APPROVED on this 25th day of February 2021.

CITY OF SANDY OAKS, TEXAS



Micki L. Ball, Mayor

ATTEST:


Katherine Yelton, City Secretary

**CITY OF SANDY OAKS, 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 Texas Department of State Health Services has determined that, as of March 19, 2020, COVID-19 represents a public health disaster within the meaning of Chapter 81 of the Texas Health and Safety Code; and

WHEREAS, on March 19, 2020, the Governor issued an Executive Order reflecting Federal guidance to stop the spread of COVID-19;

WHEREAS, the City of Sandy Oaks, Texas, is following Federal, State and local guidance to ensure the safety and wellbeing of our residents in complying with the extraordinary measures noted in the Federal, State and local guidelines 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 SANDY OAKS, TEXAS:

SECTION 1. With the best interest of our entire community, and with the goal of proactively having a declaration in place for the unknown and unforeseen potential circumstances that may require access to additional resources which may otherwise only be available in communities where a Disaster Declaration exists, I hereby put forth this Disaster Declaration for the City of Sandy Oaks, Texas.

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

SECTION 3. 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 Sandy Oaks, Texas.

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

SECTION 6. 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 7. That this declaration hereby incorporates the Executive Order issued by the Governor of the State of Texas on March 19, 2020, and subsequent amendments to the Order.

SECTION 8. In accordance with Texas Government Code §418.173 and the City's emergency management plan, 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 9. That this declaration hereby authorizes the use of all lawfully available enforcement tools.

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

DECLARED this 23rd day of March, 2020.



Micki L. Ball, Mayor
City of Sandy Oaks, Texas

