

ORDINANCE NO. 4-20

AN ORDINANCE ESTABLISHING AN EXTENSION OF DISASTER AND PUBLIC HEALTH EMERGENCY DECLARATION; REPEALING CONFLICTING ORDINANCES; AND, PROVIDING FOR A SEVERABILITY CLAUSE.

WHEREAS: The City of Devine, Texas is a duly incorporated Type A general law municipality existing under the laws of the State of Texas; and,

WHEREAS: On March 25, 2020, the Mayor of the City of Devine, Texas, issued a proclamation declaring a local disaster and public health emergency for the City of Devine, Texas, resulting from COVID-19 (novel coronavirus);

WHEREAS: The conditions necessitating declaration of a local disaster and public health emergency continue to exist; and,

WHEREAS: The Devine City Council approved, modified and extended the proclamation on March 27, and April 2, 2020; and,

WHEREAS: Section 418.108(b) of the Texas Government Code provides that a local state of disaster and/or public health emergency may not be continued for a period in excess of seven days without the consent of the governing body of the political subdivision;

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

Section 1. EXTENSION OF DISASTER AND PUBLIC HEALTH EMERGENCY DECLARATION.

- A. That the local disaster and public health emergency proclaimed for the City of Devine, Texas, by the Mayor on March 25 and April 7, 2020, and as approved, modified and extended by the Devine City Council on March 27, April 2, and April 7, 2020, shall continue until April 22, 2020 and shall be subject to further modification and extension by the Devine City Council.
- B. The original Public Health Emergency Rules and Regulations contained in the Mayor's proclamation of March 25 and April 7, 2020 are hereby modified as set forth in Exhibit A attached hereto, and said Exhibit A is hereby incorporated in this Ordinance at this point as if copied herein verbatim.

Section 2. REPEAL. Any provision contained in the City of Devine's Code of Ordinances that is in conflict with the terms of this Ordinance is hereby repealed.

Section 3. CODE OF ORDINANCES. It is the intention of the City Council of the City of Devine that this ordinance shall become a part of the Code of Ordinances of the City of Devine and may be renumbered and codified therein accordingly.

Section 4. EFFECTIVE DATE. This ordinance shall take effect immediately upon its passage.


Section 5. SEVERABILITY. If any section, provision, subdivision, clause, or part of this ordinance shall be adjudged or held unconstitutional or invalid, it shall not affect the validity of this ordinance as a whole or any other part of provision contained herein.

PASSED AND ADOPTED, this 7<sup>th</sup> day of April, 2020.



  
CORY THOMPSON, MAYOR

ATTEST:

  
DORA V. RODRIGUEZ, City Secretary