



ORDINANCE NO. 4338

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ARANSAS PASS EXTENDING A DECLARATION OF LOCAL DISASTER KNOWN AS A SEVERE WINTER WEATHER; ESTABLISHING RULES AND REGULATIONS FOR THE DURATION OF THE DISASTER.

WHEREAS, Greg Abbott, Governor of the State of Texas, certified on February 12, 2021, “that severe winter weather poses an imminent threat of widespread and severe property damage, injury, and loss of life due to prolonged freezing temperatures, heavy snow, and freezing rain statewide” and declared a state of disaster in all 254 counties based on the existence of such threat; and

WHEREAS, beginning on February 13, 2021, and continuing through today, February 22, 2021, the City of Aransas Pass, Texas experienced widespread and severe property damage, injury and loss of life due to prolonged arctic air, freezing rain and sleet; in addition to, many homes and businesses in the City went without electricity and water during this same time; and

WHEREAS, the Mayor has determined that extraordinary and immediate measures must be taken to respond quickly, prevent and alleviate the suffering of people and to protect or rehabilitate property.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ARANSAS PASS:

- Section 1. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the City Council.
- Section 2. That the local state of disaster and public health emergency was declared by Mayor Ramiro Gomez for the City of Aransas Pass on February 15, 2021 pursuant to §418.108(a) of the Texas Government Code. That said declaration is hereby renewed and extended by the Aransas Pass City Council for a period of seven (7) calendar days to end on March 1, 2021, pursuant to §418.108(b) of the Government Code, except as may be further extended by the City Council.
- Section 3. Pursuant to §418.108(c) of the Government Code, this declaration of a local state of disaster and public safety and health emergency shall be given prompt and general publicity and shall be filed promptly with the City Clerk.
- Section 4. Pursuant to §418.108(d) of the Government Code, this declaration of a local state of disaster and public safety and health emergency activates the City of Aransas Pass Emergency Management Plan.
- Section 5. All ordinances or parts thereof, which are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters herein.

Section 6. This Ordinance shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 7. If any provision of this Ordinance or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Ordinance would have been enacted without such invalid provision.

Section 8. It is officially found, determined, and declared that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Ordinance, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 9. This Ordinance shall be in force and effect from and after its final passage, and any publication required by law.

PASSED, ADOPTED, APPROVED, AND EFFECTIVE THE 22nd DAY of FEBRUARY, 2021.

CITY OF ARANSAS PASS, TEXAS

By: _____
Ramiro Gomez, Mayor

ATTEST:

Mary Juarez, City Secretary