

**ORDINANCE NO. 20-0423**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF NORTHLAKE, TEXAS, MODIFYING THE MAYOR'S FIRST AMENDED DECLARATION OF LOCAL DISASTER AND PUBLIC HEALTH EMERGENCY THAT WAS EXTENDED ON MARCH 26, 2020 BY THE TOWN COUNCIL; ALLOWING FOR THE AUTOMATIC ADOPTION OF ALL RULES, REGULATIONS AND LIMITATIONS ISSUED BY DENTON COUNTY AND THE STATE OF TEXAS CONTAINED IN EXECUTIVE ORDERS OR DISASTER DECLARATIONS ISSUED BY THOSE ENTITIES FOR THE CORONAVIRUS 2019 PUBLIC HEALTH EMERGENCY AS APPLICABLE TO THE TOWN OF NORTHLAKE; AND PROVIDING FOR A PENALTY FOR VIOLATIONS AS ALLOWED UNDER STATE LAW.**

**WHEREAS**, the Town of Northlake, Texas is a Type A general law municipality located in Denton County, Texas created in accordance with the provisions of Chapter 6 of the Texas Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

**WHEREAS**, in December 2019 a novel coronavirus, now designated COVID-19, was detected in Wuhan City, Hubei Province, China. Symptoms of COVID-19 include fever, cough, and shortness of breath. Outcomes have ranged from mild to severe illness, and in some cases death; and

**WHEREAS**, on March 11, 2020 the World Health Organization (WHO) declared COVID-19 as a pandemic; and

**WHEREAS**, on March 13, 2020, Texas Governor Greg Abbott issued a proclamation declaring a state of disaster for all counties within the State of Texas in response to the spread of COVID-19; and

**WHEREAS**, on March 18, 2020, Mayor David Rettig executed a Declaration of Local Disaster, for the Town of Northlake and on March 23, 2020, executed the First Amended Declaration of Local Disaster and Public Health Emergency for the Town pursuant to section 418.108(a) of the Texas Government Code; and

**WHEREAS**, on March 26, 2020, the Town Council, by majority vote, consented to the extension of the First Amended Declaration of Local Disaster and Public Health Emergency indefinitely and modified said declaration to prohibit self-serve food service locations pursuant 418.108(b) of the Texas Government Code; and

**WHEREAS**, on March 31, 2020, Governor Abbott issued Executive Order GA 14 which expressly supersedes local declarations only to the extent that those local declarations conflict with Executive Order GA 14; and

**WHEREAS**, pursuant to Governor Abbott’s latest Order, the Town Council has determined that the First Amended Declaration of Local Disaster and Public Health Emergency previously adopted and extended indefinitely should be modified as set out herein.

**NOW THEREFORE BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF NORTHLAKE, TEXAS:**

**SECTION 1.**

That, except as modified herein, the First Amended Declaration of Local Disaster and Public Health Emergency issued for the Town of Northlake by the Mayor on March 23, 2020 and extended indefinitely by the Town Council on March 26, 2020 shall continue for indefinite period.

**SECTION 2.**

That paragraph 5 of the First Amended Declaration of Local Disaster and Public Health Emergency issued for the Town of Northlake by the Mayor on March 23, 2020 and extended by the Town Council on March 26, 2020 shall be amended to read as follows:

- “5. That this declaration authorizes the Town to take any actions necessary to promote health and suppress disease, including quarantine, examining and regulating hospitals, regulating ingress and egress from the Town, and fining those who do not comply with the Town’s rules, pursuant to §122.005 of the Health and Safety Code, including but not limited to:
- a. Waive fees associated with on-line transactions to encourage use
  - b. Suspend water shut offs and warrant searches
  - c. Provide flexible work locations and additional paid leave for Town employees”

**SECTION 3.**

That this Ordinance specifically adopts the rules and regulations contained in the First Amended Declaration of Local Disaster and Public Health Emergency, as modified, pursuant to §122.005 of the Health and Safety Code.

**SECTION 4.**

That this Ordinance further adopts for the Town of Northlake, Texas all rules, regulations and limitations issued by Denton County and the State of Texas contained in executive orders or disaster declarations issued by those entities for the Coronavirus 2019 public health emergency as applicable to the Town of Northlake. In the event of a conflict between the rules, regulations and limitations issued by Denton County and the State of Texas, the more restrictive of the rules, regulations and limitations shall be adopted.

**SECTION 5.**

That the Denton County and Town of Northlake interjurisdictional Emergency Management Plan shall continue to be implemented. Any violation of rules, regulations, or directives adopted pursuant to the Emergency Management Plan or a Declaration of Local Disaster is an offense. Any person, firm, or corporation who violates, disobeys, omits, neglects, or refuses to comply with or who resists the enforcement of any of the provisions of the Emergency Management Plan or a Declaration of Disaster shall be fined in accordance with §418.173 of the Texas Government Code or §122.005 of the Health and Safety Code, as applicable.

**SECTION 6.**

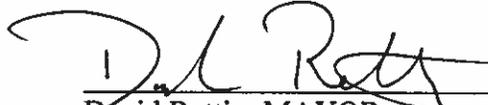
That the Town Secretary of the Town of Northlake is hereby directed to publish this ordinance as required by law.

**SECTION 7.**

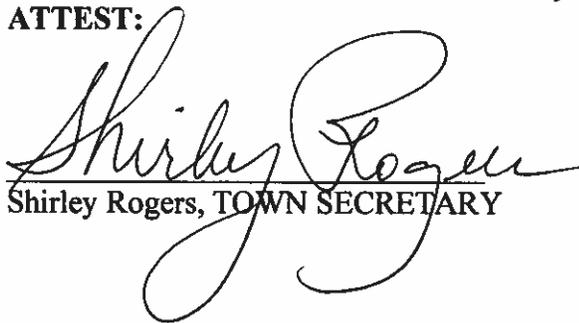
That this ordinance shall be in full force and effect from and after the date of its passage and publication as required by law, and is so ordained.

**DULY PASSED AND APPROVED BY THE TOWN COUNCIL OF THE TOWN OF NORTHLAKE, TEXAS, ON THIS THE 23rd DAY OF APRIL, 2020.**

**APPROVED:**

  
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David Rettig, MAYOR

**ATTEST:**

  
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Shirley Rogers, TOWN SECRETARY

