



FIRST SUPPLEMENTAL TO ORDER 2020-04

REGARDING EXTENSION OF DECLARATION OF DISASTER

WHEREAS, the continued worldwide spread of COVID-19 presents an imminent threat of widespread illness, which requires emergency action for the protection of the citizens of San Benito; and

WHEREAS, the implementation of mitigation strategies can slow the transmission of the disease; and

WHEREAS, both the Governor of the State of Texas and the Cameron County Judge have declared a local disaster due to a public health emergency; and

WHEREAS, the City of San Benito, on March 17, 2020 issued a Declaration of Disaster for the City to mitigate the effects of this public health emergency and to facilitate the efficient, rapid, and cooperative response to the emergency; and

WHEREAS, the City of San Benito extended the Declaration of Disaster on March 24, 2020 in order to extend the activation of the City of San Benito's Emergency Management Plan and the City of San Benito; and

WHEREAS, on March 25, 2020, Cameron County Texas issued its' Third Supplemental Emergency Management Order with Mandatory Shelter in Place.

WHEREAS, on March 31, 2020, Texas Governor Greg Abbott issued Executive Order GA-14 relating to statewide continuity of essential services and activities during the COVID-19 disaster through April 30, 2020.

NOW, THEREFORE, BE IT DECLARED BY THE MAYOR OF THE CITY OF SAN BENITO, TEXAS:

FAILURE TO COMPLY WITH ANY PROVISION OF THIS ORDER CONSTITUTES AN IMMINENT THREAT TO PUBLIC HEALTH

Section I.

That a local state of disaster due to public health emergency continues to be extended for the City of San Benito , Texas, pursuant to section 418.108(b) of the Texas Government Code.

Section II.

Pursuant to section 418.108(c) of the Texas Government Code, this extension of Declaration of a local state of disaster due to public health emergency shall be given prompt and general publicity and shall be filed promptly with the City Secretary.

Section III.

Pursuant to section 418.108(d) of the Texas Government Code, this extension of the Declaration of a local state of disaster activates the City of San Benito's Emergency Management Plan.

Section IV.

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, and further authorizes the City to take all necessary actions to enforce this Declaration, pursuant to section 122.006 of the Texas Health and Safety Code.

Section V.

That this Declaration hereby orders the postponement or cancellation of all events or gatherings of 10 or more persons and shall be applicable on private and public properties.

Section VI.

That this Declaration recognizes all orders issued by Cameron County Judge Eddie Trevino, Jr., Governor Greg Abbott, and by the President of the United States, Donald J. Trump.

Section VII.

That this Declaration hereby authorizes the use of all lawfully available tools to enforce this Declaration, including but not limited to, the penalties set forth in section 418.173 of the Texas Government Code.

Section VIII.

It is hereby ORDERED that all public parks within the City of San Benito are hereby closed until further notice. A "public park" shall mean a public playground, public recreation center or area, and other public areas, created, established, designated, maintained, provided or set aside by the City, for the purposes of public rest, play, recreation, enjoyment or assembly, and all buildings, facilities and structures located thereon or therein.

ENFORCEMENT

Violation of this Order constitutes an imminent threat to public health. The Sheriff, Constable and the San Benito Chief of Police are hereby requested to assist to ensure compliance with this Order.

PENALTIES

A person that fails to comply with this Order may be assessed a fine not to exceed \$500.00 per violation. This does not limit or curtail additional civil or criminal penalties under the Texas Health and Safety Code or the Texas Penal Code.

This Order shall become effective at 7:13 p. m. on the 7th day of April 2020 and will continue through April 30, 2020, subject to extension based on the status of COVID-19 in Texas and the recommendation of the Centers for Disease Control and Prevention and the White House Coronavirus Task Force.

Issued this 7th day of April, 2020 at 7:13 P. M

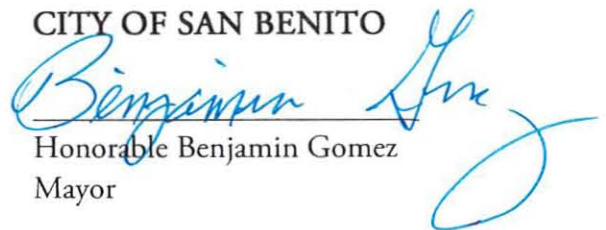
ORDERED this the 7th day of April, 2020 at 7:13 o'clock, P. M.



Attest By:


Ruth A. McGinnis
City Secretary

CITY OF SAN BENITO


Honorable Benjamin Gomez
Mayor