



## **Declaration of Disaster**

### **CITY OF PINEHURST, 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**, on March 23, 2020, the Commissioners Court of Orange County extended the Orange County Disaster Declaration as signed on March 17, 2020, by the County Judge for the County of Orange, Texas which issued a proclamation also declaring a state of disaster resulting from COVID-19 for all areas of the County; and

**WHEREAS**, the City of Pinehurst, Texas is taking extraordinary measures 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 PINEHURST, TEXAS:**

**SECTION 1.** That a local state of disaster for public health emergency is hereby declared for the City of Pinehurst, Texas, pursuant to Section 418.108(a) of the Texas Government Code.

**SECTION 2.** 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 Pinehurst, Texas.

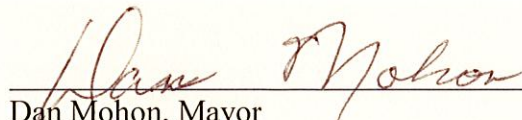
**SECTION 3.** That pursuant to Section 418.108(c) of the Texas Government Code this declaration of a local state of disaster for public health emergency shall be given prompt and general publicity and shall be filed promptly with the City Secretary.

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

**SECTION 5.** 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, regulating ingress and egress from the City, regulating ingress and egress to occupied structures, establishment of quarantine stations, emergency 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 6.** That this declaration shall take effect immediately from and after its issuance.

**DECLARED this 26th day of March 2020.**

  
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Dan Mohon, Mayor  
City of Pinehurst, Texas



**EMERGENCY ORDER**  
**AND RECOMMENDATIONS OF THE MAYOR OF**  
**THE CITY OF PINEHURST, TEXAS**  
**DUE TO PUBLIC HEALTH EMERGENCY**

In conjunction with the National Emergency Declaration issued by President Donald J. Trump, the State of Emergency for all 254 Texas Counties as declared by Governor Greg Abbot on March 13, 2020, and the Disaster Declaration issued by Orange County Judge John H. Gothia on March 17, 2020, and extended by the Orange County Commissioners Court on March 23, 2020, I, Dan Mohon, the duly elected Mayor of the City of Pinehurst, Texas (the "City") hereby issue the following **ORDER REGARDING THE OCCUPANCY OF PREMISES THROUGHOUT THE CITY OF PINEHURST, ORANGE COUNTY, TEXAS:**

By the authority granted me pursuant to Texas Government Code, Chapter 418, a Disaster Declaration has been issued effective **March 26, 2020**. Additionally, pursuant to Texas Government Code, Section 418.108(d)(g), I hereby issue the following Orders:

- City of Pinehurst sponsored or permitted gatherings shall cease effective immediately.
- In accordance with the Guidelines from the President, Governor, Centers for Disease Control and Prevention, any and all other gatherings greater than ten (10) persons shall cease at all locations throughout the City.
- Regarding privately owned facilities: There shall be no gathering of more than ten (10) persons.
- Night clubs, health clubs, gyms, exercise facilities, game rooms, and massage parlors shall be closed.
- All hair salons, beauty salons, spas, barber shops, nail salons, and tattoo shops shall be closed.
- Bars and taverns shall be closed. Restaurants shall close for dine-in services but may use delivery and take-out options, to the extent permitted by applicable law.
- Grocery stores, convenience stores and any supply type store are encouraged to remain open but, citizens are urged to use the delivery or curbside services where available or use "social distancing."
- Unless an individual requires assistance due to physical or medical needs, or is a parent of a child for whom there is no alternative care, only one member of a household can enter the following retail/wholesale establishments at one time: grocery stores, warehouse stores, "big-box" stores, any store within a strip center or mall, liquor stores, gas stations, convenience stores, and farmers' markets.
- Nursing homes and senior living centers shall limit visitation of the public within their facilities. This does not include medical therapeutic support and medical personnel. This also does not include food and supply delivery.
- All door-to-door sales shall cease effective immediately. Residents who encounter a salesperson at their door should not answer the door.
- In accordance with the guidelines from the President, Governor, County Judge, and the CDC, schools shall temporarily close. This does not apply to licensed child-care facilities,



including a daycare center, group daycare home, or family home. All childcare facilities shall adhere to the ten (10) person maximum in a group setting, practice "social distancing" and monitor and abide by published guidelines.

For purposes of sections (1), (2) and (3) above, a "gathering" refers generally to a scheduled event or common endeavor where ten (10) persons are present in a confined space, room, or areas, where safe and suggested social distancing can be met.

It is hereby **ORDERED** that a twenty-four (24) hour curfew on persons 17 years of age and younger shall be in place immediately throughout the City of Pinehurst for all individuals who:

- are not in school,
- are not accompanied by school personnel, a parent or guardian, or are not going directly to their place of employment or going directly home from that place of employment.

This Order does not apply to special needs students during the times local school districts are required by federal law to provide those students services.

Additionally, it is **ORDERED** that all municipal court appearance days have been extended from the twenty (20) day maximum initial appearance date to forty-five (45) days; other cases will be at the discretion of the Municipal Judge.

WHEREAS, this state of disaster requires that certain emergency measures be taken pursuant to the Texas Disaster Act of 1975 relating to Emergency Management.

It is therefore **ORDERED** that the following regulations shall take effect immediately upon execution of this Order and shall remain in effect until the state of disaster is terminated or this Order may be amended:

A person shall not sell or offer to sell any of the following goods or services for more than the price the person charged for the goods or services prior to March 12, 2020:

- groceries, beverages, toilet articles, ice;
- construction and building materials and supplies and earthmoving equipment and machinery;
- electrical and gas generating and transmission equipment, parts and accessories;
- charcoal briquettes, matches, candles, lamp illumination and heat unit carbides, dry batteries, light bulbs, flashlights, and hand lanterns;
- hand tools (manual and power), hardware and household supplies, and equipment rental;
- automotive parts, supplies and accessories;
- plumbing and electrical tools and supplies;
- apartment, duplex, multi-family dwelling, rooming house, hotel and motel rental;
- gasoline, diesel oil, motor oil, kerosene, grease, and automotive lubricants;
- restaurant, cafeteria and boarding house meals;



- services of roofing and building contractors, plumbers, electricians, mechanics, tree surgeons, and automobile wrecker companies;
- medicine, pharmaceuticals, medical equipment and supplies;
- blankets, quilts, bedspreads, bed liners, mattresses, bedsprings, bed sheets, bedsteads, towels and toilet paper; and
- furniture and clothing.

Price increase on the above-described goods or services are permitted only if such increases accurately reflect an actual, and documented, increase in the cost of new stock or the cost to transport it, plus the retailer average markup percentage applied during the ten (10) days immediately prior to the declaration of a state of emergency.

These price control regulations shall have the effect of ordinances when duly filed with the City Secretary.

Any person who violates any provision of these regulations, upon conviction, is punishable by a fine of not more than \$500.00 (Five hundred dollars) per offense.

By this same authority, I hereby exempt the following classes of individuals from this Emergency Order, PROVIDED that these employers are providing appropriate screenings of their employees for COVID-19, as outlined by the Center for Disease Control and Prevention and sending home those who display such symptoms:

- Those employees of oil terminals, pipelines, and oil supply facilities and servicing contractors that are essential for and who are actively involved in the operations of the facilities, transportation, and receiving of oil and chemical supplies, refining, and operations petrochemical facilities, in the City and such other employees who are deemed essential to the operation of such facilities by their employer.
- Those employees of hospitals, trauma centers, nursing homes, convalescent facilities or other healthcare providers who are essential for and who are actively involved in providing medical treatment and/or housing for persons who are ill or infirm and who are not evacuated.
- Those employees of Federal, State, and Local Governments, Political Subdivisions, and Special Purpose Districts who are deemed essential by their employer for law enforcement activities, emergency response operations, and other vital public service activities that affect the public safety and health.

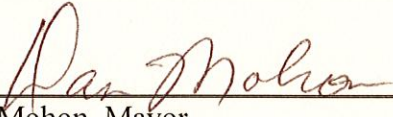
This Order does NOT extend to law enforcement activities, emergency response operations, court operations, including jury operations, and to all school districts within the City of Pinehurst.

All City of Pinehurst employees must report for work as required by their supervisors per the City of Pinehurst Personnel Policies and Procedures unless vacation has been scheduled. All

out-of-town work-related travel of City employees shall cease subject to the approval of the City Administrator.

This order shall become effective at **11:59PM on Thursday, March 26, 2020** and extend for a duration of seven (7) days and may be extended or amended as necessary.

**SIGNED** this 26th day of March 2020

  
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Dan Mohon, Mayor  
City of Pinehurst, Texas