

## **DECLARATION OF A LOCAL STATE OF DISASTER**

**WHEREAS,** the City of Smithville, Texas, is experiencing the occurrence and imminent threat of widespread and severe property damage, injury, and the potential loss of life due to prolonged freezing temperatures, heavy snow, and freezing rain; and

**WHEREAS,** on February 12, 2021, Texas Governor Greg Abbott declared a State of Disaster for all counties in Texas; and

**WHEREAS,** on February 14, 2021, United States President Joe Biden enacted a Federal Emergency Declaration for the State of Texas; and

**WHEREAS,** Section 418.004(1) of the *Texas Government Code* define a disaster to be "the occurrence or imminent threat of widespread or severe damage, injury, or loss of life or property resulting from any natural or man-made cause"; and

**WHEREAS,** the Mayor of the City of Smithville has determined from information provided by City of Smithville Emergency Management personnel and other emergency services agencies serving the City of Smithville, Texas, that extraordinary measures may need to be taken to alleviate and prevent the suffering of people and to protect or rehabilitate property; and

**WHEREAS,** due to the disaster conditions as cited herein the Mayor of the City of Smithville is authorized to act to protect the health, safety, and welfare of the City's citizens; and

**WHEREAS,** by this declaration, I declare all municipal rules and regulations that may inhibit or prevent prompt response to this threat are hereby temporarily suspended for the duration of the incident; and

**WHEREAS,** this declaration is hereby enacted in accordance with the authority the vested in my office pursuant to Texas Government Code Chapter.

**NOW, THEREFORE, Be It Proclaimed by Joanna Morgan, Mayor of the City of Smithville, Texas:**

1. That a local state of disaster is hereby declared for the City of Smithville pursuant to Chapter 418 of the Texas Government Code;
2. Pursuant to Chapter 418 of the Texas Government Code, the local state of disaster shall continue for a period of not more than seven (7) days from the date of this declaration unless terminated, continued, or renewed by the Mayor of the City of Smithville;
3. Pursuant to Chapter 418 of the Government Code, this declaration of local state of disaster shall be given prompt and general publicity and shall be filed promptly with the City Secretary;

4. Pursuant to Chapter 418 of the Government Code, this declaration of a local state of disaster activates the City of Smithville's Emergency Management Plan;
5. This Declaration activates the recovery and rehabilitation aspects of all applicable local or inter-jurisdictional emergency management plans and authorizes the furnishing of aid and assistance;
6. That this proclamation shall take effect at 5:00 p.m., on this 19<sup>th</sup> day of February, 2021.

**ORDERED this, the 19<sup>th</sup> day of February 2021.**


**CITY OF SMITHVILLE:**

  
**Joanna Morgan, Mayor**

### **CERTIFICATION**

I, **Jennifer Lynch**, City Secretary of the City of Smithville, do hereby certify that the foregoing is a true and correct copy of the Declaration of local state of disaster ordered by the Mayor of the City of Smithville on this, the 19<sup>th</sup> day of February 2021, as the same appears in records of this office.

IN TESTIMONY WHEREOF, I subscribe my name hereto officially under the corporate seal of the City of Smithville this, the 19<sup>th</sup> day of February 2021.

  
**Jennifer Lynch**  
City Secretary  
City of Smithville