



“Bridging the Gap between our Past and the Future”

CITY OF KEMP AMENDED MAYORAL DECLARATION OF LOCAL STATE OF DISASTER DUE TO PUBLIC HEALTH EMERGENCY

WHEREAS, beginning in or about December 2019, a novel (new) coronavirus, now designated COVID-19, has spread through the world and has now been declared a global pandemic by the World Health Organization; and

WHEREAS, symptoms of COVID-19 include fever, coughing, and shortness of breath and, in some cases, the virus has caused death; and

WHEREAS, the City of Kemp is taking extraordinary measures to prevent the spread of this potentially devastating disease in our community; and

WHEREAS, the City of Kemp has established emergency protective measures, mitigation procedures, and emergency response plans for this type of health emergency; and

WHEREAS, on or about March 13, 2020, Texas Governor Greg Abbott declared a disaster in all 254 Texas counties due to a public health emergency; and

WHEREAS, Governor Abbott thereafter has issued multiple executive orders since his initial disaster declaration on March 13, 2020, and the City of Kemp desires to be in full compliance with the Governor’s executive orders currently in effect in the State; and

WHEREAS, more specifically, on or about April 27, 2020, Governor Abbott issued Executive Order GA-18, which addresses, in part, the reopening of dine-in restaurant services effective at 12:01 a.m. on Friday, May 1, 2020; and

WHEREAS, Executive Order GA-18 also provides that local governments may impose restrictions that are not inconsistent with Executive Order GA-18, but may impose restrictions that are in fact consistent with Executive Order GA-18; and

WHEREAS, at the same time that Governor Abbott issued Executive Order GA-18, he also issued The Governor’s Report to Open Texas (“Open Texas Report”), which provides checklists and protocols for various businesses that are reopening as of Friday, May 1, 2020; and

WHEREAS, included in the Open Texas Report are checklists and protocols for restaurants and restaurant customers, found at pages 27-30 of said Report; and

WHEREAS, this Amended Mayoral Declaration of Local State of Disaster due to Public Health Emergency (“Amended Declaration”) is entirely consistent with Executive Order GA-18; and

WHEREAS, this Amended Declaration is entirely consistent with the Open Texas Report; and

WHEREAS, it my strongest desire as Mayor of the City of Kemp to ensure that all restaurant employees and patrons are safe to the greatest practical extent, consistent with Executive Order GA-18 and the Open Texas Report.



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NOW, THEREFORE, BE IT DECLARED BY THE MAYOR OF THE CITY OF KEMP, TEXAS, THAT:

SECTION 1

A local state of disaster due to public health emergency is hereby declared for the City of Kemp, Texas, pursuant to Section 418.108(a) of the Texas Government Code.

SECTION 2

Pursuant to Section 418.108(b) of the Texas Government Code, the state of disaster due to public health emergency shall continue for a period of not more than seven (7) days from the effective date of this Amended Declaration unless continued or renewed by the City Council of the City of Kemp, Texas.

SECTION 3

Nothing in this Amended Declaration is intended to impose restrictions inconsistent with Executive Order GA-18 or any other subsequent order issued by the Governor in effect relating to COVID-19.

SECTION 4

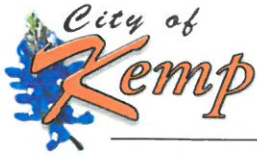
All residents of the City of Kemp are encouraged to stay at home as much as possible, to implement social distancing, and to practice good hygiene, environmental cleanliness and sanitation.

SECTION 5

From and after the effective date of this Amended Declaration, pursuant to Executive Order GA-18, dine-in restaurants in the City of Kemp may operate up to twenty-five percent (25%) of the total listed occupancy of the restaurant; and pursuant to the Minimum Standard Health Protocols contained in the Open Texas Report for Restaurants, the following shall apply: (1) parties must maintain at least 6 feet separation from other parties at all times, including while waiting to be seated at the restaurant; (2) a hand sanitizing station shall be available upon entry to the restaurant; (3) no table of more than 6 people; (4) no condiments, silverware, flatware, glassware or other traditional table top items shall be left on unoccupied tables; (5) condiments shall be provided upon request only, and in single use (non-reusable) portions; (6) where necessary, restaurants shall use disposable menus; (7) employees shall wash or sanitize their hands upon entering the restaurant and between interactions with customers; and (8) all employees in the restaurant shall wear a face covering or mask over the nose and mouth at all times. Nothing in this Amended Declaration shall prohibit restaurants from requiring or imposing additional safety precautions, including requiring customers to wear a face covering or mask over the nose and mouth at all times when not at the table, or when within 6 feet of another person who is not a member of the individual's household.

SECTION 6

Pursuant to Section 418.108(c) of the Texas Government Code, this Amended Declaration shall be given prompt and general publicity and shall be filed promptly with the City Secretary's Office.



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SECTION 7

This Amended Declaration authorizes the City to take any actions necessary to promote health and suppress the virus, consistent with state law and the applicable provisions of any executive order issued by the Governor.

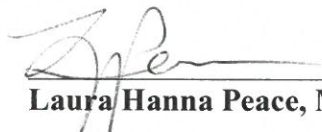
SECTION 8

This Amended Declaration hereby authorizes the use of all lawfully available enforcement tools, including but not limited to a fine not to exceed \$500 per day; however, pursuant to Executive Order GA-18, the City recognizes that no civil or criminal penalty may be assessed for failure to wear a face covering.

SECTION 9

This Amended Declaration shall take effect at 12:01 a.m. on Friday, May 1, 2020, and shall be in effect until its expiration, as provided by law.

SO DECLARED AND ORDERED on this 30th day of April, 2020.



Laura Hanna Peace, Mayor