

ORDINANCE No. 2020-57

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LEON VALLEY, TEXAS; EXTENDING A DECLARATION OF LOCAL DISASTER; ESTABLISHING RULES AND REGULATIONS FOR THE DURATION OF THE DISASTER; RESTRICTING CERTAIN ACTIVITIES; REPEALING ALL PREVIOUS ORDINANCES; AND ESTABLISHING PENALTIES FOR VIOLATIONS.

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 January 30, 2020, the World Health Organization Director General declared the outbreak of COVID-19 as a Public Health Emergency of International Concern (PHEIC), advising countries to prepare for the containment, detection, isolation and case management, contact tracing and prevention of onward spread of the disease; and,

WHEREAS, on March 5, 2020, the World Health Organization Director General urged aggressive preparedness and activation of emergency plans to aggressively change the trajectory of this epidemic; and,

WHEREAS, on March 11, 2020, the World Health Organization declared that the COVID-19 outbreak should be characterized as pandemic; and,

WHEREAS, President Trump declared a national emergency on March 13, 2020; and,

WHEREAS, Governor Greg Abbott declared a public health disaster on March 13, 2020; and,

WHEREAS, the Center for Disease Control recommends that citizens stop handshaking, clean hands at the door, schedule regular hand washing, avoid touching faces and cover coughs and sneezes, disinfect surfaces like doorknobs, tables, desks, and handrails regularly, increase ventilation by opening windows or adjusting air conditioning, maintain a social distance of six feet between non-family members, and wear face coverings when out in public; and,

WHEREAS, the Center for Disease Control recommends the use of video-conferencing for meetings when possible, and adjusting or postponing large meetings or gatherings; and,

WHEREAS, the Center for Disease Control recommends citizens stay home if they are feeling sick or when they have a sick family member in their home; and,

WHEREAS, households with vulnerable seniors and persons with underlying health conditions should conduct themselves as if they were a significant risk to the vulnerable senior or person with underlying conditions; and,

WHEREAS, the identification of “community spread” cases of COVID-19 in the United States has signaled that transmission of the virus is no longer limited to those who traveled to China, or had contact with travelers who have visited China; and,

WHEREAS, the COVID-19 virus spreads between people who are in close contact with one another through respiratory droplets produced when an infected person coughs or sneezes; and,

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

WHEREAS, a declaration of local disaster includes the ability to take measures to reduce the possibility of exposure to disease, control the risk, and promote the health and safety of Leon Valley residents; and,

WHEREAS, the scientific evidence shows that at this stage of the emergency, it is essential to slow virus transmission as much as possible to protect the most vulnerable and to prevent the health care system from being overwhelmed. One proven way to slow the transmission is to limit interactions among people to the greatest extent practicable. By reducing the spread of the COVID-19 virus, this Ordinance helps preserve critical and limited healthcare capacity in the City; and,

WHEREAS, the City of Leon Valley will work collaboratively with Bexar County, and other area agencies and political subdivisions to ensure that all appropriate and necessary measures are taken to limit the development, contraction and spread of COVID-19; and,

WHEREAS, pursuant to the Texas Disaster Act of 1975, the mayor is designated as the emergency management director of the City of Leon Valley, and may exercise the powers granted to the governor on an appropriate local scale; and,

WHEREAS, a declaration of local disaster and public health emergency includes the ability to reduce the possibility of exposure to disease, control the risk, promote health, compel persons to undergo additional health measures that prevent or control the spread of disease, including isolation, surveillance, quarantine, or placement of persons under public health observation, including the provision of temporary housing or emergency shelters for persons misplaced or evacuated and request assistance from

the governor of state resources; and,

WHEREAS, the Mayor, under the Texas Disaster Act of 1975, has authorized the use of all available resources of state government and political subdivisions to assist in the City's response to this situation; and,

WHEREAS, on March 16, 2020, the Mayor made a Declaration of Public Health Emergency, and further declared all rules and regulations that may inhibit or prevent prompt response to this threat suspended for the duration of the incident; and

WHEREAS, on March 18, 2020, the City Council of the City of Leon Valley approved an ordinance extending the declaration of local disaster for 30 days; and

WHEREAS, on March 23, 2020, Bexar County Commissioners Court issued a county wide "Stay Home, Work Safe Order" directing all persons within incorporated and unincorporated Bexar County to stay home to mitigate the spread of COVID-19; and

WHEREAS, on March 25, 2020, the Leon Valley City Council passed an Ordinance comply with Bexar County's "Stay Home, Work Safe Order"; and

WHEREAS, on April 06, 2020, Bexar County Commissioners Court issued Executive Order NW-05 extending and updating to the county wide "Stay Home, Work Safe Order" directing all persons within incorporated and unincorporated Bexar County to continue to stay home to mitigate the spread of COVID-19; and

WHEREAS, on April 13, 2020, the Leon Valley City Council passed Ordinance 2020-19 to incorporate Texas Governor's Executive Order GA-14 and Bexar County Commissioners Executive Order NW-03; and

WHEREAS, on April 27, 2020, Texas Governor's Executive Order GA-18 relating to the expanded reopening of services as part of the safe, strategic plan to Open Texas in response to the COVID-19 disaster was issued; and

WHEREAS, on April 29, 2020, Bexar County Commissioners Court issued Executive Order NW-07 extending and updating to the county wide "Stay Home, Work Safe Order" directing all persons within incorporated and unincorporated Bexar County to continue to stay home to mitigate the spread of COVID-19; and

WHEREAS, on May 05, 2020, the Leon Valley City Council passed Ordinance 2020-20 to incorporate Texas Governor's Executive Order GA-18 and Bexar County Commissioners Executive Order NW-07; and

WHEREAS, on May 05, 2020, Texas Governor's Executive Order GA-21 relating to the expanded reopening of services as part of the safe, strategic plan to Open Texas in response to the COVID-19 disaster was issued; and

WHEREAS, on May 18, 2020, Texas Governor's Executive Order GA-23 relating to the expanded opening of Texas in response to the COVID-19 disaster was issued; and

WHEREAS, on May 19, 2020, Bexar County Commissioners Court issued Executive Order NW-08 extending and updating to the county wide "Stay Home, Work Safe Order" directing all persons within incorporated and unincorporated Bexar County to continue to stay home to mitigate the spread of COVID-19; and

WHEREAS, on June 03, 2020, Texas Governor's Executive Order GA-26 relating to the expanded opening of Texas in response to the COVID-19 disaster was issued; and

WHEREAS, on June 4, 2020, Bexar County Commissioners Court chose not to extend Executive Order NW-08, the county wide "Stay Home, Work Safe Order", letting the ordinance expire as of June 4, 2020; and

WHEREAS, on June 4, 2020, the Leon Valley City Council passed Ordinance 2020-26 to incorporate Texas Governor's Executive Order GA-26 and open all facilities to the public on a phased time-line; and

WHEREAS, on June 16, 2020, the Leon Valley City Council passed Ordinance 2020-27 to add changes to the pool hours and fees; and

WHEREAS, on June 17, 2020, Bexar County Commissioners Court issued Executive Order NW-10 which required all businesses to create a Health and Safety Policy, making it mandatory for businesses to enforce wearing masks to mitigate the spread of COVID-19; and

WHEREAS, on June 26, 2020, Texas Governor's Executive Order GA-28 relating to the targeted response to the COVID-19 disaster as part of the reopening of Texas was issued; and

WHEREAS, on June 29, 2020, the Mayor made a second Declaration of Public Health Emergency, and further declared all pools and parks owned by the City of Leon Valley closed due to the extreme spikes in COVID cases in Leon Valley, Bexar County, and throughout Texas; and

WHEREAS, on July 1, 2020, Bexar County Commissioners Court issued Executive Order NW-12 which required all businesses to create a Health and Safety Policy, making it mandatory for businesses to enforce wearing masks to mitigate the spread of COVID-19, requiring businesses to post symptoms of COVID-19, and requiring certain

business to conduct temperature checks and health questionnaires before allowing people to enter; and

WHEREAS, on July 2, 2020, Texas Governor's Executive Order GA-28 was amended relating to the mass gatherings in Texas during the disaster posed by the novel coronavirus (COVID-19); and

WHEREAS, on July 2, 2020, Texas Governor's Executive Order GA-29 relating to the use of face coverings during the COVID-19 disaster was issued; and

WHEREAS, on July 07, 2020, the Leon Valley City Council passed Ordinance 2020-32 closing all city facilities, city parks and city pools; and

WHEREAS, on July 15, 2020, Bexar County Commissioners Court issued Executive Order NW-13 which extended the requirement for all businesses to create a Health and Safety Policy, making it mandatory for businesses to enforce wearing masks to mitigate the spread of COVID-19, requiring businesses to post symptoms of COVID-19, and requiring certain business to conduct temperature checks and health questionnaires before allowing people to enter; and

WHEREAS, on July 21, 2020, the Leon Valley City Council passed Ordinance 2020-37 keeping all city facilities, city parks and city pools closed (with stipulations); and

WHEREAS, on August 04, 2020, the Leon Valley City Council passed Ordinance 2020-39 keeping all city facilities, city parks and city pools closed (with stipulations) and waving the sign ordinance to allow up to two temporary signs for businesses within 100 feet of the business location; and

WHEREAS, on August 12, 2020, Bexar County Commissioners Court issued Executive Order NW-14 which extended the requirement for all businesses to create a Health and Safety Policy, making it mandatory for businesses to enforce wearing masks to mitigate the spread of COVID-19, requiring businesses to post symptoms of COVID-19, and requiring certain business to conduct temperature checks and health questionnaires before allowing people to enter; and

WHEREAS, on August 18, 2020, the Leon Valley City Council passed Ordinance 2020-40 keeping all city facilities, city parks and city pools closed (with stipulations) and waving the sign ordinance to allow up to two temporary signs for businesses within 100 feet of the business location; and

WHEREAS, on September 07, 2020, Governor Greg Abbott extended the public health disaster; and,

WHEREAS, on September 16, 2020, Bexar County Commissioners Court issued Executive Order NW-15 which extended the requirement for all businesses to create a Health and Safety Policy, making it mandatory for businesses to enforce wearing masks to mitigate the spread of COVID-19, requiring businesses to post symptoms of COVID-19, and requiring certain business to conduct temperature checks and health questionnaires before allowing people to enter; and

WHEREAS, on September 17, 2020, Texas Governor's Executive Order GA-30 relating to the continued response to the COVID-19 disaster as Texas reopens was issued; and

WHEREAS, on October 06, 2020, the Leon Valley City Council passed Ordinance 2020-51 fully opening city facilities except Library (curbside open), Senior Center, basketball courts, soccer field for organized sports, and waving the sign ordinance to allow up to two temporary signs for businesses within 100 feet of the business location; and

WHEREAS, on October 07, 2020, Texas Governor's Executive Order GA-32 relating to the continued response to the COVID-19 disaster as Texas reopens was issued; and

WHEREAS, on October 20, 2020, the Leon Valley City Council passed Ordinance 2020-52 moving the Library into Stage 4, allowing computer access by appointment in the building beginning November 17, 2020; and

WHEREAS, as of October 25, 2020, there are 64,616 persons confirmed to have COVID-19 in Bexar County, and 1247 people have died due to complications from the virus; and,

WHEREAS, as of October 25, 2020, there are over 862,375 persons confirmed to have COVID-19 in Texas, and 17,504 Texans have died from COVID-19; and,

WHEREAS, as of October 25, 2020, there are 8,619,935 cases of COVID-19 reported in the United States, including 225,111 deaths; and,

WHEREAS, the City of Leon Valley finds that Leon Valley Ordinance 2020-52 must be changed to reflect new COVID-19 guidance.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LEON VALLEY:

Section 1. The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgment and findings of the City Council.

- Section 2. The Governor's Executive Order GA-32 relating to the continued response to the COVID-19 disaster as Texas reopens is herein adopted for all purposes and attached hereto as Exhibit A. The Governor's Executive Order GA-29 relating to the use of face masks during the COVID-19 disaster is herein adopted for all purposes and attached hereto as Exhibit B.
- Section 3. The Bexar County Commissioners Executive Order NW-15 as set forth in the attached Exhibit C is hereby adopted as fully set forth herein for all purposes.
- Section 4. That the local state of disaster and public health emergency as declared by Mayor Chris Riley for the City of Leon Valley pursuant to §418.108(a) of the Texas Government Code is hereby superseded, amended, and extended until rescinded by the Leon Valley City Council pursuant to §418.108(b) of the Government Code, including all rules and regulation attached hereto as Exhibit D.
- Section 5. If any conflict arises between the Governor's Executive Order GA-29 as amended, Governors Order GA-32, Bexar County's Executive Order NW-15, and the attached Exhibit D the Governor's orders applies.
- Section 6. Pursuant to §418.108(c) of the Government Code, this extension of declaration of a local state of disaster and public health emergency shall be given prompt and general publicity and shall be filed promptly with the City Secretary.
- Section 7. Pursuant to §418.108(d) of the Government Code, this extension of declaration of a local state of disaster and public health emergency maintains in effect the City of Leon Valley emergency management plan.
- Section 8. Pursuant to §418.020(c) of the Government Code, this extension of declaration authorizes the City to commandeer or use any private property, temporarily acquire, by lease or other means, sites required for temporary housing units or emergency shelters for evacuees, subject to compensation requirements.
- Section 9. Pursuant to §122.006 of the Health and Safety Code, this extension of declaration authorizes the City to take any actions necessary to promote health and suppress disease, including quarantine, examining and regulating hospitals, regulating ingress and egress from the City, and fining those who do not comply with the City's rules.

Section 10. All ordinances or parts thereof, which are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters herein.

Section 11. This Ordinance shall be construed and enforced in accordance with the laws of the State of Texas and the United States of America.

Section 12. A violation of the Leon Valley specific portions of this ordinance is a Class C misdemeanor punishable by a fine not to exceed \$2,000. After the second violation a temporary suspension of the businesses certificate of occupancy may occur.

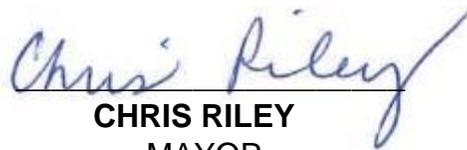
Section 13. If any provision of this Ordinance or the application thereof to any person or circumstance shall be held to be invalid, the remainder of this Ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and the City Council hereby declares that this Ordinance would have been enacted without such invalid provision.

Section 14. It is officially found, determined, and declared that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Ordinance, was given, all as required by Chapter 551, Texas Government Code, as amended.

Section 15. This Ordinance shall be in force and effect from and after its final passage.

PASSED, ADOPTED AND APPROVED by the City Council of the City of Leon Valley this the 2nd day of November 2020.

APPROVED


CHRIS RILEY
MAYOR

Attest:


SAUNDRA PASSAILAIGUE, TRMC
City Secretary

Approved as to Form: City Attorney

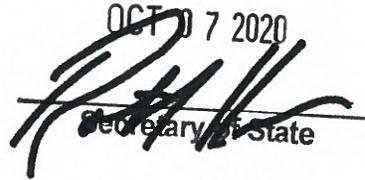




GOVERNOR GREG ABBOTT

October 7, 2020

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
3PM O'CLOCK

OCT 7 2020

Secretary of State

The Honorable Ruth R. Hughs
Secretary of State
State Capitol Room 1E.8
Austin, Texas 78701

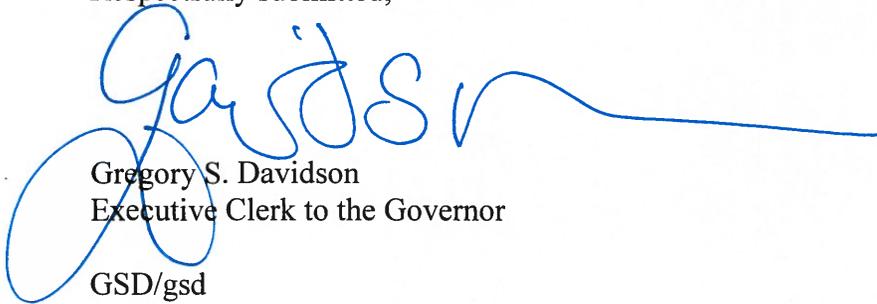
Dear Secretary Hughs:

Pursuant to his powers as Governor of the State of Texas, Greg Abbott has issued the following:

Executive Order No. GA-32 relating to the continued response to the COVID-19 disaster as Texas reopens.

The original executive order is attached to this letter of transmittal.

Respectfully submitted,


Gregory S. Davidson
Executive Clerk to the Governor
GSD/gsd

Attachment

Executive Order

BY THE
GOVERNOR OF THE STATE OF TEXAS

Executive Department
Austin, Texas
October 7, 2020

EXECUTIVE ORDER
GA 32

Relating to the continued response to the COVID-19 disaster as Texas reopens.

WHEREAS, I, Greg Abbott, Governor of Texas, issued a disaster proclamation on March 13, 2020, certifying under Section 418.014 of the Texas Government Code that the novel coronavirus (COVID-19) poses an imminent threat of disaster for all counties in the State of Texas; and

WHEREAS, in each subsequent month effective through today, I have renewed the disaster declaration for all Texas counties; and

WHEREAS, I have issued executive orders and suspensions of Texas laws in response to COVID-19, aimed at protecting the health and safety of Texans and ensuring an effective response to this disaster; and

WHEREAS, I issued Executive Order GA-08 on March 19, 2020, mandating certain social-distancing restrictions for Texans in accordance with guidelines promulgated by President Donald J. Trump and the Centers for Disease Control and Prevention (CDC); and

WHEREAS, I issued Executive Order GA-14 on March 31, 2020, expanding the social-distancing restrictions for Texans based on guidance from health experts and the President; and

WHEREAS, I subsequently issued Executive Orders GA-16, GA-18, GA-21, GA-23, and GA-26 from April through early June 2020, aiming to achieve the least restrictive means of combatting the threat to public health by continuing certain social-distancing restrictions, while implementing a safe, strategic plan to reopen Texas; and

WHEREAS, as Texas reopens in the midst of COVID-19, increased spread is to be expected, and the key to controlling the spread and keeping Texas residents safe is for all Texans to consistently follow good hygiene and social-distancing practices, especially those set forth in the minimum standard health protocols from the Texas Department of State Health Services (DSHS); and

WHEREAS, in June 2020, Texas experienced substantial increases in COVID-19 cases and hospitalizations, necessitating targeted and temporary adjustments to the reopening plan to achieve the least restrictive means for reducing the growing spread of COVID-19 and the resulting imminent threat to public health, and to avoid a need for more extreme measures; and

WHEREAS, I therefore issued Executive Orders GA-28 and GA-29 in late June and early

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
3PM O'CLOCK

OCT 07 2020

July 2020, respectively, and amended Executive Order GA-28 by proclamation on July 2, 2020; and

WHEREAS, due to improved medical treatments for COVID-19 patients, substantial increases in testing, abundant supplies of personal protective equipment, and Texans' adherence to safe practices like social distancing, hand sanitizing, and use of face coverings, the spread of COVID-19 and the number of new COVID-19 cases and hospitalizations have steadily and significantly declined since late July; and

WHEREAS, I therefore issued Executive Orders GA-30 and GA-31 on September 17, 2020, allowing additional reopening and non-essential medical surgeries and procedures in Texas, except in some areas with high hospitalizations as defined in those orders; and

WHEREAS, as Texas continues to reopen, everyone must act safely, and to that end, this executive order and prior executive orders provide that all persons should follow the health protocols from DSHS, which whenever achieved will mean compliance with the minimum standards for safely reopening, but which should not be used to fault those who act in good faith but can only substantially comply with the standards in light of scarce resources and other extenuating COVID-19 circumstances; and

WHEREAS, in the Texas Disaster Act of 1975, the legislature charged the governor with the responsibility "for meeting ... the dangers to the state and people presented by disasters" under Section 418.011 of the Texas Government Code, and expressly granted the governor broad authority to fulfill that responsibility; and

WHEREAS, under Section 418.012, the "governor may issue executive orders ... hav[ing] the force and effect of law;" and

WHEREAS, failure to comply with any executive order issued during the COVID-19 disaster is an offense punishable under Section 418.173 by a fine not to exceed \$1,000, and may be subject to regulatory enforcement;

NOW, THEREFORE, I, Greg Abbott, Governor of Texas, by virtue of the power and authority vested in me by the Constitution and laws of the State of Texas, and in accordance with guidance from the Commissioner of the Texas Department of State Health Services, Dr. John Hellerstedt, other medical advisors, the White House, and the CDC, do hereby order the following on a statewide basis effective at 12:01 a.m. on October 14, 2020:

Every business establishment in Texas shall operate at no more than 75 percent of the total listed occupancy of the establishment; *provided, however, that:*

1. There is no occupancy limit for the following:
 - a. any services listed by the U.S. Department of Homeland Security's Cybersecurity and Infrastructure Security Agency (CISA) in its Guidance on the Essential Critical Infrastructure Workforce, Version 4.0 or any subsequent version;
 - b. religious services, including those conducted in churches, congregations, and houses of worship;
 - c. local government operations, including county and municipal governmental operations relating to licensing (including marriage licenses), permitting, recordation, and document-filing services, as determined by the local government;

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
3pm O'CLOCK

OCT 07 2020

- d. child-care services;
 - e. youth camps, including but not limited to those defined as such under Chapter 141 of the Texas Health and Safety Code, and including all summer camps and other daytime and overnight camps for youths;
 - f. recreational sports programs for youths and adults;
 - g. any public or private schools, and any public or private institutions of higher education, not already covered above;
 - h. drive-in concerts, movies, or similar events, under guidelines that facilitate appropriate social distancing, that generally require spectators to remain in their vehicles, and that minimize in-person contact between people who are not in the same household or vehicle; and
 - i. the following establishments that operate with at least six feet of social distancing between work stations: cosmetology salons, hair salons, barber shops, nail salons/shops, and other establishments where licensed cosmetologists or barbers practice their trade; massage establishments and other facilities where licensed massage therapists or other persons licensed or otherwise authorized to practice under Chapter 455 of the Texas Occupations Code practice their trade; and other personal-care and beauty services such as tanning salons, tattoo studios, piercing studios, hair removal services, and hair loss treatment and growth services.
2. In areas with high hospitalizations as defined below, any business establishment that otherwise would have a 75 percent occupancy or operating limit may operate at up to only 50 percent. This paragraph does not apply, however, to business establishments located in a county that has filed with DSHS, and is in compliance with, the requisite attestation form promulgated by DSHS regarding minimal cases of COVID-19.
- “Areas with high hospitalizations” means any Trauma Service Area that has had seven consecutive days in which the number of COVID-19 hospitalized patients as a percentage of total hospital capacity exceeds 15 percent, until such time as the Trauma Service Area has seven consecutive days in which the number of COVID-19 hospitalized patients as a percentage of total hospital capacity is 15 percent or less. A current list of areas with high hospitalizations will be maintained at www.dshs.texas.gov/ga3031.
3. Except as provided below by paragraph No. 5, there is no occupancy limit for outdoor areas, events, and establishments, with the exception of the following outdoor areas, events, or establishments that may operate at no more than 75 or 50 percent, as applicable, of the normal operating limits as determined by the owner:
- a. amusement parks;
 - b. water parks;
 - c. swimming pools;
 - d. museums and libraries; and
 - e. zoos, aquariums, natural caverns, and similar facilities.
4. All indoor and outdoor professional, collegiate, and similar sporting events, including rodeos and equestrian events, shall remain limited to 50 percent of the normal operating limits as determined by the owner.
5. For any outdoor gathering in excess of 10 people, including rafting, tubing, and related services, other than those set forth above in paragraph Nos. 1, 3, or 4, the gathering is prohibited unless the mayor of the city in which the gathering is held, or the county judge in the case of a gathering in an unincorporated area, approves of the gathering, and such approval can be made subject to certain conditions or restrictions not inconsistent with this executive order.

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
3pm O'CLOCK

OCT 07 2020

6. Restaurants that have less than 51 percent of their gross receipts from the sale of alcoholic beverages, and whose customers eat or drink only while seated, may offer dine-in services.
7. Bars or similar establishments that hold a permit from the Texas Alcoholic Beverage Commission (TABC), and are not restaurants as defined above in paragraph No. 6, may offer on-premises services only as described by this paragraph. A bar or similar establishment may offer on-premises services at up to 50 percent of the total listed occupancy of the establishment *if*:
 - a. the bar or similar establishment is not in an area with high hospitalizations as defined above, and the county judge of the county in which the bar or similar establishment is located files the requisite form with TABC; or
 - b. the bar or similar establishment is in an area with high hospitalizations as defined above, but is located in a county that has filed with DSHS, and is in compliance with, the requisite attestation form promulgated by DSHS regarding minimal cases of COVID-19, and the county judge of the county in which the bar or similar establishment is located also files the requisite form with TABC.

Patrons at bars or similar establishments operating under this paragraph may eat or drink only while seated, except that in an establishment that holds a permit from TABC as a brewer, distiller/rectifier, or winery, customers may sample beverages while standing so long as they are in a group of six people or fewer and there is at least six feet of social distancing or engineering controls, such as partitions, between groups.

Where applicable, this 50 percent occupancy limit applies only indoors; the limit does not apply to outdoor areas, events, or establishments, although social distancing and other protocols must be followed.

People shall not visit bars or similar establishments that are located in counties not included in parts (a) or (b) above. A current list of all counties reopening under this paragraph will be maintained on TABC's website.

The use by bars or similar establishments of drive-thru, pickup, or delivery options for food and drinks remains allowed to the extent authorized by TABC.

8. For purposes of this executive order, facilities with retractable roofs are considered indoor facilities, whether the roof is opened or closed.
9. Staff members are not included in determining operating levels, except for manufacturing services and office workers.
10. Except as provided in this executive order or in the minimum standard health protocols recommended by DSHS, found at www.dshs.texas.gov/coronavirus, people shall not be in groups larger than 10 and shall maintain six feet of social distancing from those not in their group.
11. People over the age of 65 are strongly encouraged to stay at home as much as possible; to maintain appropriate distance from any member of the household who has been out of the residence in the previous 14 days; and, if leaving the home, to implement social distancing and to practice good hygiene, environmental cleanliness, and sanitation.
12. In providing or obtaining services, every person (including individuals, businesses, and other legal entities) should use good-faith efforts and available resources to follow the minimum standard health protocols recommended by DSHS.
13. Nothing in this executive order or the DSHS minimum standards precludes requiring a customer to follow additional hygiene measures when obtaining

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
3PM O'CLOCK

OCT 07 2020

services.

14. People may visit nursing homes, state supported living centers, assisted living facilities, or long-term care facilities as determined through guidance from the Texas Health and Human Services Commission (HHSC). Nursing homes, state supported living centers, assisted living facilities, and long-term care facilities should follow infection control policies and practices set forth by HHSC, including minimizing the movement of staff between facilities whenever possible.
15. Public schools may operate as provided by, and under the minimum standard health protocols found in, guidance issued by the Texas Education Agency (TEA). Private schools and institutions of higher education are encouraged to establish similar standards.

Notwithstanding anything herein to the contrary, the governor may by proclamation add to the list of establishments or venues that people shall not visit.

This executive order shall supersede any conflicting order issued by local officials in response to the COVID-19 disaster, but only to the extent that such a local order restricts services allowed by this executive order, allows gatherings prohibited by this executive order, or expands the list or scope of services as set forth in this executive order. Pursuant to Section 418.016(a) of the Texas Government Code, I hereby suspend Sections 418.1015(b) and 418.108 of the Texas Government Code, Chapter 81, Subchapter E of the Texas Health and Safety Code, and any other relevant statutes, to the extent necessary to ensure that local officials do not impose restrictions in response to the COVID-19 disaster that are inconsistent with this executive order, provided that local officials may enforce this executive order as well as local restrictions that are consistent with this executive order.

All existing state executive orders relating to COVID-19 are amended to eliminate confinement in jail as an available penalty for violating the executive orders. To the extent any order issued by local officials in response to the COVID-19 disaster would allow confinement in jail as an available penalty for violating a COVID-19-related order, that order allowing confinement in jail is superseded, and I hereby suspend all relevant laws to the extent necessary to ensure that local officials do not confine people in jail for violating any executive order or local order issued in response to the COVID-19 disaster.

This executive order supersedes Executive Order GA-30, but does not supersede Executive Orders GA-10, GA-13, GA-17, GA-24, GA-25, GA-29, or GA-31. This executive order shall remain in effect and in full force unless it is modified, amended, rescinded, or superseded by the governor. This executive order may also be amended by proclamation of the governor.



Given under my hand this the 7th
day of October, 2020.

A handwritten signature in black ink that reads "Greg Abbott".

GREG ABBOTT
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
3pm O'CLOCK

OCT 07 2020

ATTESTED BY:



RUTH R. HUGHS
Secretary of State

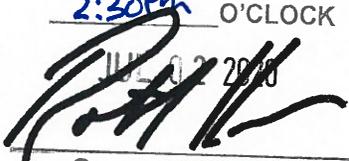
FILED IN THE OFFICE OF THE
SECRETARY OF STATE
3pm O'CLOCK

OCT 07 2020



GOVERNOR GREG ABBOTT

July 2, 2020

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
2:30 PM O'CLOCK
JUL 02 2020

Secretary of State

The Honorable Ruth R. Hughs
Secretary of State
State Capitol Room 1E.8
Austin, Texas 78701

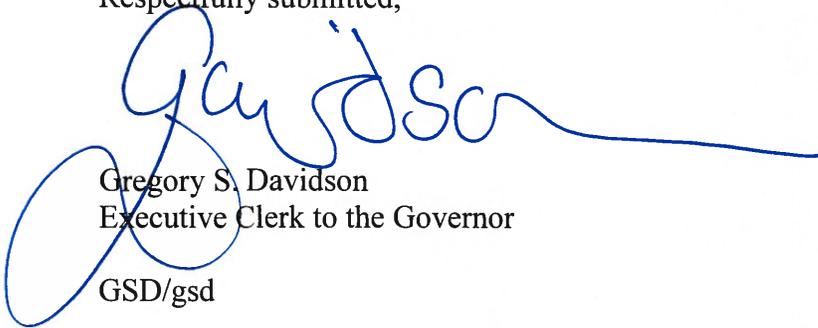
Dear Secretary Hughs:

Pursuant to his powers as Governor of the State of Texas, Greg Abbott has issued the following:

Executive Order No. GA-29 relating to the use of face coverings during the
COVID-19 disaster.

The original executive order is attached to this letter of transmittal.

Respectfully submitted,


Gregory S. Davidson
Executive Clerk to the Governor
GSD/gsd

Attachment

Executive Order

BY THE
GOVERNOR OF THE STATE OF TEXAS

Executive Department
Austin, Texas
July 2, 2020

EXECUTIVE ORDER
GA 29

Relating to the use of face coverings during the COVID-19 disaster.

WHEREAS, I, Greg Abbott, Governor of Texas, issued a disaster proclamation on March 13, 2020, certifying under Section 418.014 of the Texas Government Code that the novel coronavirus (COVID-19) poses an imminent threat of disaster for all counties in the State of Texas; and

WHEREAS, in each subsequent month effective through today, I have renewed the disaster declaration for all Texas counties; and

WHEREAS, the Commissioner of the Texas Department of State Health Services (DSHS), Dr. John Hellerstedt, has determined that COVID-19 continues to represent a public health disaster within the meaning of Chapter 81 of the Texas Health and Safety Code; and

WHEREAS, I have issued executive orders and suspensions of Texas laws in response to COVID-19, aimed at using the least restrictive means available to protect the health and safety of Texans and ensure an effective response to this disaster; and

WHEREAS, as Texas reopens in the midst of COVID-19, increased spread is to be expected, and the key to controlling the spread and keeping Texans safe is for all people to consistently follow good hygiene and social-distancing practices; and

WHEREAS, due to recent substantial increases in COVID-19 positive cases, and increases in the COVID-19 positivity rate and hospitalizations resulting from COVID-19, further measures are needed to achieve the least restrictive means for reducing the growing spread of COVID-19, and to avoid a need for more extreme measures; and

WHEREAS, I have joined the medical experts in consistently encouraging people to use face coverings, and health authorities have repeatedly emphasized that wearing face coverings is one of the most important and effective tools for reducing the spread of COVID-19; and

WHEREAS, given the current status of COVID-19 in Texas, requiring the use of face coverings is a targeted response that can combat the threat to public health using the least restrictive means, and if people follow this requirement, more extreme measures may be avoided; and

WHEREAS, wearing a face covering is important not only to protect oneself, but also to avoid unknowingly harming fellow Texans, especially given that many people who go into public may have COVID-19 without knowing it because they have no symptoms; and

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
2:30pm O'CLOCK

JUL 02 2020

WHEREAS, the “governor is responsible for meeting ... the dangers to the state and people presented by disasters” under Section 418.011 of the Texas Government Code, and the legislature has given the governor broad authority to fulfill that responsibility; and

WHEREAS, failure to comply with any executive order issued during the COVID-19 disaster is an offense punishable under Section 418.173 by fine;

NOW, THEREFORE, I, Greg Abbott, Governor of Texas, by virtue of the power and authority vested in me by the Constitution and laws of the State of Texas, do hereby order the following on a statewide basis effective at 12:01 p.m. on July 3, 2020:

Every person in Texas shall wear a face covering over the nose and mouth when inside a commercial entity or other building or space open to the public, or when in an outdoor public space, wherever it is not feasible to maintain six feet of social distancing from another person not in the same household; provided, however, that this face-covering requirement does not apply to the following:

1. any person younger than 10 years of age;
2. any person with a medical condition or disability that prevents wearing a face covering;
3. any person while the person is consuming food or drink, or is seated at a restaurant to eat or drink;
4. any person while the person is (a) exercising outdoors or engaging in physical activity outdoors, and (b) maintaining a safe distance from other people not in the same household;
5. any person while the person is driving alone or with passengers who are part of the same household as the driver;
6. any person obtaining a service that requires temporary removal of the face covering for security surveillance, screening, or a need for specific access to the face, such as while visiting a bank or while obtaining a personal-care service involving the face, but only to the extent necessary for the temporary removal;
7. any person while the person is in a swimming pool, lake, or similar body of water;
8. any person who is voting, assisting a voter, serving as a poll watcher, or actively administering an election, but wearing a face covering is strongly encouraged;
9. any person who is actively providing or obtaining access to religious worship, but wearing a face covering is strongly encouraged;
10. any person while the person is giving a speech for a broadcast or to an audience; or
11. any person in a county (a) that meets the requisite criteria promulgated by

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
2:30pm O'CLOCK

JUL 0 2 2020

the Texas Division of Emergency Management (TDEM) regarding minimal cases of COVID-19, and (b) whose county judge has affirmatively opted-out of this face-covering requirement by filing with TDEM the required face-covering attestation form—provided, however, that wearing a face covering is highly recommended, and every county is strongly encouraged to follow these face-covering standards.

Not excepted from this face-covering requirement is any person attending a protest or demonstration involving more than 10 people and who is not practicing safe social distancing of six feet from other people not in the same household.

TDEM shall maintain on its website a list of counties that are not subject to this face-covering requirement pursuant to paragraph number 11. The list can be found at: www.tdem.texas.gov/ga29.

Following a verbal or written warning for a first-time violator of this face-covering requirement, a person's second violation shall be punishable by a fine not to exceed \$250. Each subsequent violation shall be punishable by a fine not to exceed \$250 per violation.

Local law enforcement and other local officials, as appropriate, can and should enforce this executive order, Executive Order GA-28, and other effective executive orders, as well as local restrictions that are consistent with this executive order and other effective executive orders. But no law enforcement or other official may detain, arrest, or confine in jail any person for a violation of this executive order or for related non-violent, non-felony offenses that are predicated on a violation of this executive order; provided, however, that any official with authority to enforce this executive order may act to enforce trespassing laws and remove violators at the request of a business establishment or other property owner.

This executive order hereby prohibits confinement in jail as a penalty for the violation of any face-covering order by any jurisdiction.

Executive Order GA-28 is hereby amended to delete from paragraph number 15 the phrase: “, but no jurisdiction can impose a civil or criminal penalty for failure to wear a face covering.”

The governor may by proclamation amend this executive order or add to the list of people to whom this face-covering requirement does not apply.

This executive order does not supersede Executive Orders GA-10, GA-13, GA-17, GA-19, GA-24, GA-25, GA-27, or GA-28 as amended. This executive order shall remain in effect and in full force until modified, amended, rescinded, or superseded by the governor.

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
2:30 PM O'CLOCK

JUL 02 2020



Given under my hand this the 2nd
day of July, 2020.

A handwritten signature in black ink that reads "Greg Abbott".

GREG ABBOTT
Governor

ATTESTED BY:

A handwritten signature in black ink that reads "Ruth R. Hughs".

RUTH R. HUGHS
Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
2:30pm O'CLOCK

JUL 02 2020



BEXAR COUNTY



EXECUTIVE ORDER NW-15 OF COUNTY JUDGE NELSON W. WOLFF
ISSUED September 16, 2020

WHEREAS, pursuant to Texas Government Code Section 418.108, Bexar County Judge Nelson W. Wolff declared a state of local disaster on March 13, 2020 due to imminent threat arising from COVID-19;

WHEREAS, in accordance with Texas Government Code Section 418.108(b), on March 18, 2020 and June 16, 2020, the Bexar County Commissioners Court approved Orders Continuing Declaration of State of Local Disaster for Bexar County and on September 15, 2020, the Bexar County Commissioners Court again approved a third Order Continuing Declaration of State of Local Disaster for Bexar County (hereafter, the *“Third Order of Continuation of Declaration”*);

WHEREAS, in accordance with Texas Government Code Section 418.108(b), the consent by Commissioners Court authorizes the Bexar County Judge to continue to exercise the powers granted by the Texas Disaster Act of 1975 for the period specified and take such actions as are necessary in order to protect the health, safety and welfare of the citizens of Bexar County by the issuance of executive orders (each, an *“Executive Order”*);

WHEREAS, there currently still exists a declaration of public health disaster in and for the State of Texas as declared by Texas Governor Greg Abbott and the Texas Department of State Health Services (DSHS) and the transmission of COVID-19 has not dissipated but remains a significant threat to the health and safety of the Bexar County Community;

WHEREAS, in consultation with local health professionals, the County Judge has determined that extraordinary emergency measures must be continued in order to try and mitigate the effects of this public health emergency and to facilitate a response to the public health threat presented by COVID-19 in Bexar County;

WHEREAS, the U.S. Department of Health and Human Services, Centers for Disease Control and Prevention issued on September 1, 2020 an Order for Temporary Halt in Residential Evictions To Prevent the Further Spread of COVID-19, published in the federal register and effective September 4, 2020 through December 31, 2020;

WHEREAS, a County Judge is authorized to control ingress to and egress from a disaster area and control the movement of persons and occupancy of premises on an appropriate local scale

in accordance with Section 418.108(g) of the Texas Government Code and his authority as Emergency Management Director;

WHEREAS, it is the intent of this Executive Order to remain as consistent with and to harmonize, to the extent possible, the executive orders of Governor Greg Abbott and the current declaration of the Mayor of the City of San Antonio (as extended or modified); and

WHEREAS, by the authority vested in me as Bexar County Judge and as the Emergency Management Director for the County of Bexar to continue to protect the health and safety of the community and address developing and rapidly changing circumstances when presented by the current public health emergency, I hereby rescind my previous Executive Orders and any Supplemental Executive Orders and issue this revised Executive Order in their place.

PURSUANT TO THE TEXAS DISASTER ACT OF 1975, BEXAR COUNTY JUDGE NELSON W. WOLFF HEREBY ISSUES THIS EXECUTIVE ORDER AS FOLLOWS:

Effective as of 5:00 p.m. on Wednesday, September 16, 2020 ("*Effective Date*"), and continuing through 11:59 p.m. on Wednesday, October 28, 2020 unless extended, modified or terminated early by Bexar County Judge Nelson W. Wolff or as otherwise indicated below:

- I. **Public Health Emergency**. That this Executive Order shall continue the local disaster declaration and public health emergency for Bexar County for the period specified in this Executive Order and shall incorporate and adopt the most recent executive orders, proclamations or declarations issued by Governor Greg Abbott and any subsequent orders, proclamations or declarations issued by the Governor relating to the COVID-19 disaster. This Executive Order further identifies more stringent measures that are necessary to mitigate spread of the COVID-19 virus including adopting the U.S. Department of Health and Human Services, Centers for Disease Control and Prevention Order for Temporary Halt in Residential Evictions to Prevent the Further Spread of COVID-19, published in the Federal Register and effective on September 4, 2020.

- II. **Health and Safety Policy – Commercial Entities**. From the date of this Executive Order, all commercial entities in Bexar County providing goods or services directly to the public must develop and implement a health and safety policy ("*Health and Safety Policy*"). The Health and Safety Policy must require, at a minimum, 1) that all employees, customers and other visitors to the commercial entity's business premises or other facilities wear face coverings when in an area or performing an activity which will necessarily involve close contact or proximity to co-workers or the public where six feet of separation is not feasible, and 2) that the commercial entity prominently display a list of COVID-19 symptoms at or near the public and employee entrances of the premises. The Health and Safety Policy required to be developed and implemented by this Executive Order may also include the implementation of other mitigating measures designed to control and reduce the transmission of COVID-19 such as temperature checks or health screenings. Temperature screening is highly encouraged for employees, customers and for visitors to retail stores with volume and capacity levels that allow for practical implementation. Commercial entities must post the Health and Safety Policy required by this Executive Order in a conspicuous location sufficient to provide notice to

employees, customers and visitors of all health and safety requirements. Failure to develop and implement the Health and Safety Policy required by this Executive Order may result in a fine not to exceed \$1,000 for each violation.

- III. **Face Coverings – General Public.** In accordance with executive order GA-29, that every person 10 years or older in Bexar County shall wear a face covering over the nose and mouth when inside a commercial entity or other building or space open to the public, or when in an outdoor public space, wherever it is not feasible to maintain six feet of social distancing from another person not in the same household or when working in areas that involve close proximity with other coworkers. The CDC advises face coverings for people 2 years or older. Face coverings may include homemade masks, scarfs, bandanas, or a handkerchief. Bexar County residents should continue to maintain social distancing of at least six feet while outside their home. Bexar County employees are also required to wear face coverings under the same circumstances as the general public.

Following a verbal or written warning for a first-time violator of this face covering requirement, a person's second violation shall be punishable by a fine not to exceed \$250. Each subsequent violation shall be punishable by a fine not to exceed \$250 per violation.

IT IS STRONGLY RECOMMENDED THAT YOU NOT OBTAIN OR WEAR MEDICAL MASKS or N-95 RESPIRATORS AS THEY ARE A NEEDED RESOURCE FOR HEALTH CARE PROVIDERS AND FIRST RESPONDERS. Our healthcare workers and first responders on the front-line combating COVID-19 must have priority access to medical masks or other personal protective equipment. Face coverings do not need to be worn by:

- any person younger than 10 years of age (though strongly encouraged);
- any person with a medical condition or disability that prevents wearing a face covering;
- any person while the person is consuming food or drink, or is seated at a restaurant to eat or drink;
- any person while the person is (a) exercising outdoors or engaging in physical activity outdoors, and (b) maintaining a safe distance from other people not in the same household;
- any person while the person is driving alone or with passengers who are part of the same household as the driver;
- any person obtaining a service that requires temporary removal of the face covering for security surveillance, screening, or a need for specific access to the face, such as while visiting a bank or while obtaining a personal care service involving the face, but only to the extent necessary for the temporary removal;
- any person while the person is in a swimming pool, lake, or similar body of water;
- any person who is voting, assisting a voter, serving as a poll watcher, or actively administering an election, but wearing a face covering is strongly encouraged;
- any person who is actively providing or obtaining access to religious worship, but wearing a face covering is strongly encouraged; or
- any person while the person is giving a speech for a broadcast or to an audience.

Please note that face coverings are a secondary strategy to other mitigation efforts. **Face coverings are *not* a replacement for social distancing, frequent handwashing, and self-isolation when sick.** All people should follow CDC recommendations for how to wear and take off a mask. Residents should keep up the following habits while in public:

- washing hands before you leave home and when you return,
- staying at least six feet away from others,
- avoiding touching nose or face,
- not using disposable masks more than three times, and
- washing reusable cloth masks regularly to prevent the spread of the virus.

IV. **Large Gatherings Prohibited.** Large gatherings or events estimated to be in excess of 10 people outdoors are prohibited.

Exceptions from this prohibition are listed below in (1) through (13):

1. Any services listed by the U.S. Department of Homeland Security's Cybersecurity and Infrastructure Security Agency (CISA) in its Guidance on the Essential Critical Infrastructure Workforce
2. Religious services
3. Local government operations
4. Child-care services
5. Youth camps
6. Recreational sports programs for youths and adults
7. Professional, collegiate, or similar sporting events
8. Swimming pools
9. Water parks
10. Museums and libraries
11. Zoos, aquariums, natural caverns, and similar facilities
12. Rodeos and equestrian events,
13. Amusement parks and carnivals

Occupancy limitations as set out by Executive Order GA-28 and a proclamation amending Executive Order GA-28 relating to mass gatherings apply. An entity or organizer of any large gathering or event under excepted activities (6) through (13) must implement a Health and Safety Policy which requires that all employees, visitors, or customers to the entity or organizer's premises or other facilities wear face coverings when in an area or performing an activity which will necessarily involve close contact or proximity to co-workers or the public where six feet of separation is not feasible, temperature/symptom screening, and protocols for maintaining social distancing during the gathering. These requirements for large gatherings or events are effective Friday, July 3, 2020 beginning at 12:00 p.m. Failure to develop and implement the Health and Safety Policy required by this Executive Order may result in a fine not to exceed \$1,000 for each violation.

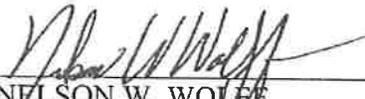
V. **Household Social Gatherings.** In accordance with the proclamation issued by Governor Abbott, that Household Social Gatherings, including family gatherings, shall not include more than 10 persons.

- VII. **Restaurants.** For dine-in services by restaurants that have less than 51 percent of their gross receipts from the sale of alcoholic beverages, such restaurants may only operate at up to 50 percent of the total listed occupancy of the restaurant.
- VIII. **Bars.** People shall not visit bars or similar establishments that hold a permit from the Texas Alcoholic Beverage Commission (TABC) and are not restaurants as defined above in paragraph number 6; provided, however, that the use by such bars or similar establishments of drive-thru, pickup, or delivery options for food and drinks is allowed to the extent authorized by TABC.
- IX. **Rafting and Tubing Services.** People shall not use commercial rafting or tubing services, including rental of rafts or tubes and transportation of people for the purpose of rafting or tubing.
- X. **Hospitals and Surgical Procedures.** Every hospital that is licensed under Chapter 241 of the Texas Health and Safety Code, located in the City of San Antonio, shall postpone all surgeries and procedures that are not medically necessary to diagnose or correct a serious medical condition of, or to preserve the life of, a patient who without timely performance of the surgery or procedure would be at risk for serious adverse medical consequences or death, as determined by the patient's physician; provided, however, that this prohibition shall not apply to any surgery or procedure that, if performed in accordance with the commonly accepted standard of clinical practice, would not deplete any hospital capacity needed to cope with the COVID-19 disaster.
- XI. **Bexar County Justice Center Complex and Facilities.** That the Bexar County Justice Center Complex shall have limited points of access, subject to modification as deemed necessary by the County Judge: i) the Paul Elizondo Tower Nueva Street entrance; ii) one at the Cadena-Reeves Justice Center Dolorosa Street entrance; iii) the Bexar County Courthouse Bexar Heritage Center entrance; and iv) the County Courthouse South entrance at the Nueva Street entrance, and that all other county-owned or leased buildings have a single controlled point of entrance. Further, all citizens and employees shall be appropriately screened before entering any Bexar County owned or leased building. At the control points, citizens and employees shall be asked certain risk-related questions and their temperature taken by least obtrusive means. Any individual with a temperature exceeding 100 °F or who fails the screening process will be not be allowed to enter the building. Citizens are encouraged to call the department or office you are attempting to visit prior to visiting a county-owned or leased facility. All social distancing measures must be implemented at the above-described control points and while in any Bexar County facility.
- XII. **Bexar County Business.** That residents of Bexar County conduct important Bexar County business online or via regular mail to avoid visiting any Bexar County facilities unless absolutely necessary.
- XIII. **Foreclosure Sale Canceled.** That the foreclosure sale scheduled for September 1, 2020 was postponed. The sale may be rescheduled on October 6, 2020 if public health officials

determine that a foreclosure sale with a large crowd will not result in a threat to the health and safety of those in attendance due to an increased risk of transmission of COVID-19.

- XIV. **Temporary Halt in Residential Evictions.** A landlord, owner of residential property, or other person with legal right to pursue eviction or possessory action shall comply with the U.S. Department of Health and Human Services, Centers for Disease Control and Prevention Order for Temporary Halt in Residential Evictions to Prevent the Further Spread of COVID-19, published in the Federal Register on September 4, 2020 "CDC Order" for those Covered persons within the CDC Order. Pursuant to the CDC's Order, failure to comply may result in a fine not to exceed \$1,000 for each violation.
- XV. **Severability.** The sections, paragraphs, sentences, clauses and phrases of this Executive Order are severable and if any phrase, clause, sentence, paragraph or section of this Executive Order should be declared invalid by the final judgment or decree of any court or competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections that can be given effect without the invalid provision, and to this end, the provisions of this Executive Order are severable.
- XVI. **Interpretation and Additional Terms.** To the greatest extent possible, this Executive Order shall be interpreted as consistent with and supplemental to any executive order issued by the Texas Governor. All provisions of the executive orders of the Texas Governor either existing or as, if and when issued, which are made applicable to all jurisdictions by law shall be automatically incorporated into and constitute terms of this Executive Order, enforceable as if set forth herein without necessity for the issuance of any further orders.
- XVII. **Enforcement.** In accordance with the limitations contained in the executive orders of Governor Greg Abbott or this Executive Order, that any peace officer or other person with lawful authority is hereby authorized to enforce the provisions of this Executive Order in accordance with the authority granted under the Texas Disaster Act of 1975.

ORDERED this 16th day of September, 2020



NELSON W. WOLFF
Bexar County Judge

FILE INFORMATION

Document Number: 27128
Date/Time: 9/16/2020 3:11:38 PM
Total Pages: 6
FILED IN THE OFFICIAL PUBLIC
RECORDS OF BEXAR COUNTY
LUCY ADAME - CLARK
BEXAR COUNTY CLERK
Total Fees: \$0.00

EXHIBIT D

Public Health Emergency Rules and Regulations

Consistent with the Governors Executive Order GA-29 and GA-32, and Bexar County Judge Executive Order NW-15 the following rules and regulations are hereby implemented:

To ensure the health and safety of the public and staff, with regards to Leon Valley municipal buildings and facilities it is ordered as follows:

- (i) physical facilities of Municipal Court, Library, and the Senior Center of the City of Leon Valley are hereby ordered closed to the public. At the discretion of the Municipal Court Judge, Municipal Court may utilize in-person, teleconferencing and video teleconferencing to hold court. All facilities open for public use will maintain compliance with the health and safety protocols established by the Centers for Disease Control (CDC), to include mandatory face masks, social distancing, hand-washing, temperature checks, and a COVID-19 specific health questionnaire; and
- (ii) future City Council and board and commission meetings may be conducted in-person, by telephone conference or video conferencing pursuant to Texas Government Code Section 551.125 as modified by Governor Greg Abbott on March 16, 2020, suspension of certain sections of the Texas Open Government; and
- (iii) the physical facilities of City Administration, Planning and Zoning, and the City Cashiers are physically closed, but will continue to conduct business via telephone, online, or by mail. The library will continue operating through curbside pick-up. Residents are highly encouraged to continue to use online services at www.leonvalleytexas.gov for processing of payments, fees and permits; and
- (iv) the city parks basketball courts and soccer fields are ordered closed. The fitness equipment, playground equipment City pools, park restrooms, running and walking trails, and the community garden will remain open; and
- (v) police and fire service responses will continue uninterrupted.
- (vi) During the effective period of this Ordinance, businesses may be allowed no

more than two temporary signs advertising Leon Valley businesses which shall be placed within one hundred (100) feet of the establishment or business complex. The permit fee shall be waived for these temporary signs. All temporary signs must comply with the following:

(a) Signs shall not exceed 24" by 32" in size. Irregular shaped signs shall fit in a 24" by 32" rectangle; the total height shall not exceed 36" in height from ground level. Signs may be two-dimensional only and shall be of a nonreflective surface.

(b) A minimum of five-foot (5') spacing must be maintained between each temporary sign of different advertisers.

(c) Signs must be self-supporting and placed into the ground by a single stake or metal portable frame.

(d) No temporary sign shall be permitted on a utility pole, streetlight pole, sign pole, fence, tree or other man-made [or] natural feature.

(e) No sign may be placed closer than twenty-five feet (25') from a street intersection or median opening. Any temporary sign determined to be in a location that causes an immediate hazard to public safety will be immediately removed by the city.

(f) Signs shall be no closer than three feet (3') from the edge of the sign to the street curb or, if no curb is present, to the edge of the pavement. Signs shall not encroach on either sidewalks or streets.

(g) No signs shall be placed in island medians or esplanades.

(h) No signs shall be placed further than one-hundred feet (100') from the location of the sale of the good, product, service, business complex or business being advertised.