

**TOWN OF SAN FELIPE, TEXAS
MAYORAL DECLARATION OF LOCAL STATE OF DISASTER
DUE TO IMMINENT WIDESPREAD DAMAGE FROM HURRICANE BERYL**

WHEREAS, Dan Patrick, Acting Governor of the State of Texas, issued a disaster proclamation on the 5th day of July 2024 "certifying that Hurricane Beryl poses a threat of imminent disaster, including widespread and severe property damage, injury, and loss of life due to widespread flooding, life-threatening storm surge, damaging wind, and heavy rainfall" in Texas to include Austin County; and

WHEREAS, the Town of San Felipe, Texas, was in the cone of landfall for Hurricane Beryl and has experienced disaster, including widespread and severe property damage, injury, and loss of life due to widespread flooding, life-threatening storm surge, damaging wind, and heavy rainfall for the Town of San Felipe, Austin County, Texas; and

WHEREAS, the Town of San Felipe, has determined that extraordinary measures must be taken to alleviate the suffering of people and to protect or rehabilitate property; and

WHEREAS, Dan Patrick, Acting Governor of the State of Texas has declared a severe weather disaster declaration on July 5, 2024, which encompasses Austin County; and

WHEREAS, the Mayor of the Town of San Felipe, Texas hereby declares a Local State of Disaster; 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 TOWN OF SAN FELIPE, TEXAS:

SECTION 1. That a local state of disaster is hereby declared for the Town of San Felipe, 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 Town Council of the Town of San Felipe, Texas.

SECTION 3. That pursuant to Section 418.108(c) of the Texas Government Code this declaration of a local state of disaster 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 Town of San Felipe, Texas, emergency management plan, and authorizes the furnishing of aid and assistance under the declaration.


SECTION 5. This sections, paragraphs, sentences, clauses and phrases of this Declaration and Orders are severable and if any phrase, clause, sentence, paragraph or section is declared invalid by the final judgment or decree of any court of 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 Declaration and Order are severable.

SECTION 6. That this declaration hereby authorizes the use of all lawfully available enforcement tools.

SECTION 7. This Declaration and Order shall take effect immediately from and after its issuance for the following period of July 10, 2024 through July 17, 2024.

DECLARED this 10th day of July, 2024.


Bobby Byars Mayor
Town of San Felipe, Texas

RESOLUTION NO. R-2024-4

**A RESOLUTION OF THE TOWN OF SAN FELIPE, TEXAS,
CONFIRMING AND EXTENDING THE MAYOR'S LOCAL
DISASTER DECLARATION RELATED TO THE WIDESPREAD
DAMAGE FROM HURRICANE BERYL.**

WHEREAS, Dan Patrick, Acting Governor of the State of Texas, issued a disaster proclamation on the 5th day of July 2024 "certifying that Hurricane Beryl poses a threat of imminent disaster, including widespread and severe property damage, injury, and loss of life due to widespread flooding, life-threatening storm surge, damaging wind, and heavy rainfall" in Texas to include Austin County; and

WHEREAS, the Town of San Felipe, Texas, was in the cone of landfall for Hurricane Beryl and has experienced disaster, including widespread and severe property damage, injury, and loss of life due to widespread flooding, life-threatening storm surge, damaging wind, and heavy rainfall for the Town of San Felipe, Austin County, Texas; and

WHEREAS, the Town of San Felipe, has determined that extraordinary measures must be taken to alleviate the suffering of people and to protect or rehabilitate property; and

WHEREAS, Dan Patrick, Acting Governor of the State of Texas has declared a severe weather disaster declaration on July 5, 2024, which encompasses Austin County; and

WHEREAS, on July 10, 2024 the Town of San Felipe Mayor Bobby Byars declared a Local State of Disaster for the Town of San Felipe; 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; and

WHEREAS, the Mayor of the Town of San Felipe, Texas hereby declares a Local State of Disaster; and

WHEREAS, The Town Council finds this Resolution necessary and proper to confirm and extend the Local Disaster Declaration.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL FOR THE TOWN OF SAN FELIPE, TEXAS, THAT:

SECTION 1. The foregoing recitals are incorporated into this Resolution by reference as findings of fact as if expressly set forth herein.

SECTION 2. The Town Council hereby confirms and extends the Local Disaster Declaration declared by Mayor Bobby Byars.

SECTION 3. It is hereby declared to be the intention of the Town Council that the sections, paragraphs, sentences, clauses, and phrases of this Resolution are severable and if any phrase, sentence, paragraph, or section of this Resolution should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Resolution, since the same would have been enacted by the Town Council without the incorporation of this Resolution of any such invalid phrase, clause, sentence, paragraph or section. If a court of competent jurisdiction shall adjudge any provision of this Resolution to be invalid, the invalidity shall not affect other provisions or applications of this Resolution that can be given effect without the invalid provision, and to this end the provisions of this Resolution are declared to be severable.


SECTION 4. All resolutions or parts of resolutions and sections of the Town Code of Ordinances in conflict with this Resolution are hereby repealed to the extent of such conflict.


SECTION 5. This Resolution shall take effect immediately from and after its passage and publication in accordance with the provisions of the Texas Local Government Code.

SECTION 6. It is hereby officially found and determined that the meeting at which this Resolution is passed was open to the public as required, and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551.

PASSED and APPROVED on the first reading this the 16th day of July 2024.

TOWN OF SAN FELIPE:


Bobby Byars, Mayor

ATTEST:

Sue Foley, Town Secretary