

**ORDER EXTENDING DECLARATION OF LOCAL STATE OF DISASTER**  
**BY ACTION OF THE LOCKHART CITY COUNCIL**

**WHEREAS**, exceptional drought conditions have reached historic levels and have created extreme fire hazards in and around the City of Lockhart which threaten the public health and safety, property, and the economy of the City with imminent disaster; and

**WHEREAS**, the Governor of the State of Texas has declared a state of disaster in all 254 counties in the State of Texas because of the hazardous fire conditions; and

**WHEREAS**, the County of Caldwell has declared the county to be in a state of disaster based on the imminent threat of wild fires; and

**WHEREAS**, pursuant to Texas Government Code, Chapter 418 and Chapter 16 of the Lockhart Code of Ordinances, the Mayor is authorized to issue reasonable rules, regulations or directives which are necessary for the protection of life and property in the City of Lockhart; and

**WHEREAS**, pursuant to Texas Government Code, Sec. 418.108, on September 9, 2011 the Mayor of Lockhart declared a local state of disaster; and

**WHEREAS**, pursuant to Texas Government Code, Sec. 418.108, continuing or renewing such declaration of local disaster for a period of more than seven days requires the consent of the city council; and

**WHEREAS**, on September 15, 2011 the Lockhart City Council met in open meeting in conformity with the Texas Open Meetings Act and by majority or unanimous vote found that continuing the Order declaring a local state of disaster serves a public purpose by protecting public health and safety, property, and the economy of the City during the hazardous fire conditions present in the City, and therefore the Order shall be continued.

**NOW THEREFORE, BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS THAT:**

**1. Prohibited Activities:** the following activities shall continue to be prohibited within the city limits:

a) Outdoor open flame cooking of any kind using charcoal, wood, or other combustible materials, including but not limited to the use of barbeque pits and similar devices;

b) Outdoor welding and/or other outdoor construction or repair activities utilizing open flames, unless prior written approval and a written fire safety plan from the Lockhart Fire Marshal is obtained and followed;

c) Engaging in any outdoor activity which generates flames or sparks that could reach combustible material, including but not limited to grass, leaves and brush; and

d) Smoking in City parks and greenspaces.

**2. Enforcement:** A violation of this Order may be prosecuted as a Class C misdemeanor punishable by a fine not to exceed \$1,000. Nothing in this Order waives the right and authority of the City to pursue civil remedies for a violation of this Order.

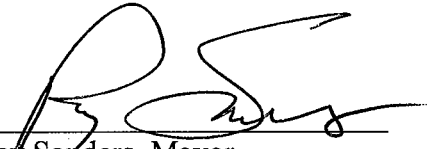
**3. Effective Date and Duration:** This Order shall become effective upon its execution by the Mayor and shall continue until terminated by an Order of the Mayor.

**4. Public Notice:** This Order shall be given prompt and general publicity and shall be filed promptly with the City Secretary.

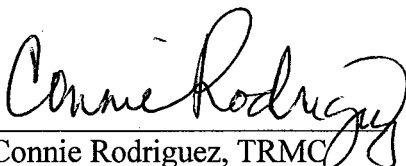
**ORDERED this the 15<sup>th</sup> day of September, 2011.**



**CITY OF LOCKHART, TEXAS**

  
Ray Sanders, Mayor

Attest:

  
Connie Rodriguez, TRMC  
City Secretary