

DECLARATION OF DISASTER

WHEREAS, the City of **Meadowlakes** on the 7th day of September, 2011 is in imminent threat of severe damage, injury, or loss of life or property from extraordinary drought, conditions, critical weather and wildfire conditions, and the imminent threat of wildfire, and;

WHEREAS, the Mayor of **Meadowlakes** has determined that extraordinary measures must be taken to alleviate the suffering of people and to protect or rehabilitate property,

NOW, THEREFORE, BE IT PROCLAIMED BY THE MAYOR OF **MEADOWLAKES, BURNET COUNTY, TEXAS:**

1. That a local state of disaster is hereby declared for the **City of Meadowlakes, Burnet County, Texas** pursuant to §418.108(a) of the Texas Government Code.
2. Pursuant to §418.108(b) of the Government Code, the state of disaster shall continue for a period of not more than seven days from the date of this declaration unless continued or renewed by the City Council of the **City of Meadowlakes**.
3. Pursuant to §418.108(c) of the 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.
4. Pursuant to §418.108(d) of the Government Code, this declaration of a local state of disaster activates the City emergency management plan.
5. That this proclamation shall take effect immediately from and after its issuance.

ORDERED this the **6th** day of **September, 2011**.


Don Williams
Mayor
City of Meadowlakes, Texas

Exhibit "A"

Actions prohibited:

1. *A person violates this order if he/she burns any combustible material outside of an enclosure which services to contain all flames and/or sparks, or orders such burning by others.*
2. *A person violates this order if he/she engages in any activity outdoors which would allow flames or sparks that could result in fire; including but not limited to outdoor cooking and welding, cutting, grinding and/or hot works.*
3. *Welding, grinding and cutting operations are prohibited unless the following conditions are met:*
 - a. *Areas where welding, grinding or cutting operations are being performed are free of vegetation for a minimum of twenty-five (25) feet in all directions.*
 - b. *A dedicated fire watch person attends each welder, grinder or cutter and said fire watch person must have in his/her possession a means of notify the proper fire officials should a fire occur.*
 - c. *A water source for extinguishment of fire should one break out. This may be accomplished by a charged water hose and/or pressurized water extinguisher.*
 - d. *No welding, grinding or cutting may be performed on any day that a red flag warning has been issued by the National Weather Service.*
4. *A person violates this order if he/she improperly disposes of any smoking materials outside of a proper receptacle designed to contain the flames and/or sparks of the smoking materials.*
5. *Smoking is prohibited in any public place within the city limits that is not clearly identified by signage so designating the area as "**Designated Smoking Area.**" Said Designated Smoking Area shall be clear of all combustibles and shall be provided with a means of disposal of smoking materials in a safe manner.*
6. *For the purpose of this Order the following are hereby defined:*
 - a. **Smoke or smoking** means the carrying or holding of a lighted pipe, cigar or cigarette of any kind, or any other lighted smoking material, equipment or device, and the lighting, emitting or exhaling the smoke of a pipe, cigar, or cigarette of any kind.
 - b. **Public place** means any enclosed area that is open to or is used by the general public, or that is a place of employment and includes, but is not limited to: retail stores, grocery stores, offices, professional, commercial or financial establishments, food establishments, movie theaters, public and private institutions of education, health care facilities, nursing and convalescent homes, residential treatment facilities, buildings and property owned or occupied by political subdivisions and public restrooms. For the purpose of this article, a public place does not include a private residence, bar, tobacco shop, hotel and motel rooms that are rented to guests, private clubs or outdoors or private offices. Any public places regulated by other statutes or other governmental administrative rules which conflict with

or which preempt local regulation are exempt from the provisions hereof to the extent of such conflict or preemption.

Enforcement:

1. *Upon notification of suspected outdoor burning, the fire department shall respond to the scene and take immediate measures to contain and/or extinguish the fire.*
2. *As soon as possible, a duly authorized ordinance enforcement officer of the City shall be sent to the scene to investigate the nature of the fire.*
3. *If, in the opinion of the officer on the scene, the goal of this order can be attained by informing the responsible party about the prohibitions established by this order, the officer may, at his/her discretion, request compliance with it. In such instances, an entry of this notification containing the date, time and place of the warning, along with the name of party receiving the warning, shall be forwarded to the City Secretary.*