

ORDINANCE NO. 2005-4

**AN ORDINANCE OF THE CITY OF BEACH CITY, TEXAS,
FINDING THAT AN EMERGENCY AND STATE OF DISASTER
EXISTS DUE TO THE IMMINENT THREAT OF DISASTER
FROM WILDFIRE AND PROHIBITING OUTDOOR BURNING**

WHEREAS, the Honorable County Judge and County Commissioners of Chambers County have declared a state of disaster to exist throughout the County based on the imminent threat of disaster from wildfire in accordance with provisions of the Texas Disaster Act of 1975;

WHEREAS, the County Judge and Commissioners Court have issued and adopted Orders prohibiting outdoor burning on the 25th day of October, 2005, within the unincorporated areas of the County, and

WHEREAS, the City of Beach City judges these steps to be reasonable and prudent;

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BEACH CITY, TEXAS:

SECTION ONE: The City Council of Beach City finds that a state of disaster exists within the corporate limits of the City based upon the imminent threat of disaster from wildfire; and

SECTION TWO: The City Council hereby adopts the Orders of Chambers County, Texas, adopted on the 25th day of October, 2005, prohibiting outdoor burning, which Orders are incorporated herein by reference, as its own, and as applicable within the corporate limits of Beach City; and

SECTION THREE: The City Council requests and authorizes any duly commissioned peace officers of Chambers County, Texas, and the Fire Chiefs of responding fire departments to enforce the Ordinance and said Orders within the City in the same manner and degree as they would within the unincorporated areas of the County; and


SECTION FOUR: This ordinance shall take effect from and after ten (10) days from its passage by the City Council. The City Clerk is hereby directed to give notice hereof by causing the caption of this ordinance in the official newspaper of the City of Baytown at least twice within ten (10) days after the passage of this ordinance.

SECTION FIVE: The Ordinance shall expire and be null and void from and the time that the Mayor shall declare the state of disaster to be ended within the City or at such time as the County Judge shall declare the state of disaster to be ended within the County; provided, however, that in no event shall this Ordinance remain in effect for more than sixty (60) without the further action of the City Council.

INTRODUCED, READ and PASSED, by the affirmative vote of the City Council of the City of Beach City this the 25th day of October, 2005.


GUIDO PERSIANI, Mayor

ATTEST:


MARGARET GAINER, City Clerk


DANIEL R. JACKSON, City Attorney