

CITY OF BOERNE  
SECOND PROCLAMATION OF ORDERS  
LOCAL DISASTER AND PUBLIC HEALTH EMERGENCY

WHEREAS, the novel coronavirus (COVID-19) has been recognized globally as a contagious respiratory virus; and

WHEREAS, The World Health Organization (“WHO”) declared a Public Health Emergency of International Concern on January 30, 2020 and Dr. Tedros Adhanom Ghebreyesus, WHO’s Director-General, declared the COVID-19 can be characterized as a worldwide pandemic on March 12, 2020; and

WHEREAS, the Governor of the State of Texas issued a statewide disaster declaration related to the COVID-19 pandemic; and

WHEREAS, pursuant to powers granted to me under Texas Government Code Sections 418.108 and 418.1015, Chapter 81 of the Texas Health and Safety Code, and other relevant statutes, I, Tim Handren, Mayor of the City of Boerne, Texas, first issued a Declaration of Local Disaster for Public Health Emergency on March 16, 2020, due to the imminent threat of disaster posed by a novel coronavirus now designated SARS-CoV2 which causes the disease COVID-19; and

WHEREAS, I, Tim Handren, Mayor of the City of Boerne, Texas, have since that time periodically issued additional declarations and proclamations with orders for the benefit of the health, safety, and welfare of the citizens of Boerne, the latest being an Amended Proclamation issued April 29, 2020 (all of the foregoing declarations and amendments collectively referred to herein as “the Declaration and Orders of the City of Boerne”); and

WHEREAS, the City Council of the City of Boerne has approved and extended the Declaration and Orders of the City of Boerne on several occasions, the latest being by Ordinance passed and approved on April 28, 2020, in which the City Council extended these Declarations of Public Health Emergency and Disaster and the related orders, effective until cancelled, and gave me authority to review, ratify, and adopt any subsequent City of Boerne emergency orders relating to the COVID-19 pandemic; and

WHEREAS, in April, 2020, the Governor issued Executive Orders GA-15, GA-16 and GA-17, relating to a plan for the gradual reopening of the economy from previous orders related to the continuing COVID-19 pandemic, provided certain guidelines were followed; and

WHEREAS, on June 23, 2020, Governor Abbott issued a Proclamation Amending paragraph 5 of Executive Order 26 reducing the number of outdoor gatherings from 500 to 100 that Mayors and County Judges can impose additional restrictions on; and

WHEREAS, on June 25, 2020 Governor Abbott announced that the State of Texas will pause any further phases to reopen Texas as the state responds to the recent increase in positive COVID-19 cases and hospitalizations; and

WHEREAS, the transmission of COVID-19 has not dissipated but remains a significant threat to the health and safety of the City of Boerne community and rates of infection are increasing at an alarming rate and the number of people ending up in the hospital, ICU, or on ventilators in the surrounding areas is also dramatically rising despite efforts by local authorities to control the spread; and

WHEREAS, the orders herein are necessary to stress the importance to EVERYONE that it is time to unite to protect the lives, health and financial welfare of citizens of the City of Boerne and the State of Texas;

NOW THEREFORE, I, Tim Handren, Mayor of the City of Boerne, Texas, by virtue of the power vested in me by the Constitution and laws of the State of Texas and in accordance with guidance from health officials as well as additional input from medical, business and government staff as well as other officials in Kendall County, do hereby order as follows:

- I. Effective Friday, July 3, 2020 at 12:01 AM the commercial entities known as Home Depot located at 633 West Bandera Rd., Boerne, Texas 78006; HEB located at 420 West Bandera Road, Boerne, Texas 78006; and, Walmart located at 1381 S. Main St. Boerne, Texas 78006; whether they have public contact or not must implement a "Health and Safety Policy" that provides for requiring Face Coverings and Social Distancing Protocols. This Policy must be posted in a conspicuous place on the outside of the business to alert all who enter the business of the policy.
- II. Effective Friday, July 3, 2020 at 12:01 AM all City of Boerne facilities, such as the Library, City Hall, and Municipal Court, must implement a "Health and Safety Policy" that provides for requiring Face Coverings and Social Distancing Protocols in areas typically accessible to the public. This Policy must be posted in a conspicuous place on the outside of the facility to alert all who enter of the policy.
- III. All individuals over the age of ten (10), including employees, customers, visitors, invitees and contractors who are in public and/or entering a place of business listed at I. and II. shall use all reasonable efforts to comply with the Face Coverings and Social Distancing Protocols of businesses or facilities.
- IV. Effective Friday, July 3, 2020 at 12:01 AM all other "Commercial Entities" whether they have public contact or not are strongly urged to implement a "Health and Safety Policy" pertaining to Face Coverings and Social Distancing Protocols. This Policy should be posted in a conspicuous place on the outside of the business to alert all who enter the business of the policy.

\*Face Coverings may include homemade masks, scarfs, bandanas, or a handkerchief.

This Order acknowledges that face coverings are not "reasonable" in all situations such as:

- When eating or drinking,
- Driving alone or with passengers who are part of the same household as the driver

- When doing so poses a greater mental or physical health, safety or security risk
- When operating outdoor equipment
- While outside or engaging in physical activity outside
- While in a building or activity that requires security surveillance or screening, such as a Bank.

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 individuals should follow CDC recommendations for how to wear and care for face coverings.

Residents should keep up the following habits while in public:

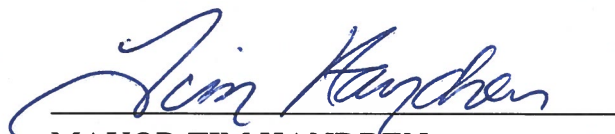
- Washing hand before you leave home and when you return
- Staying at least six feet away from others
- Avoiding touching your face
- Not using disposable masks more than three times, and
- Washing reusable cloth masks regularly to prevent the spread of the virus.

\*For a sample "Health and Safety Policy" or a "notice template", see [www.Boerne-tx.gov](http://www.Boerne-tx.gov)


**VOLUNTARY COMPLIANCE IS REQUESTED, NEEDED AND EXPECTED FROM EVERYONE.**

All residents and businesses of the City of Boerne shall continue to comply with Executive Orders of the Governor of the State of Texas. This Proclamation supersedes any provisions of previous Declarations and Orders in conflict or inconsistent with the terms herein. This Second Proclamation and the State of Disaster and Public Health Emergency previously declared for the City of Boerne shall remain in full force and effect until cancelled by the City Council or the Mayor, subject to being modified, amended, or superseded.

Given under my hand this the 30<sup>th</sup> day of June, 2020.



MAYOR TIM HANDREN  
City of Boerne, Texas

ATTEST :   
Lori Carroll, City Secretary

