

**DECLARATION OF LOCAL DISASTER BY  
PROCLAMATION OF THE MAYOR OF THE CITY OF LINDSAY**

**WHEREAS**, on February 12, 2021, Governor Greg Abbott issued a Declaration of State of Disaster due to severe winter weather posing an imminent threat of widespread and severe property damage, injury, and loss of life due to prolonged freezing temperatures, heavy snow and freezing rain statewide and declaring a state of disaster in all 254 Texas counties pursuant to §418.017 of the Texas Government Code; and

**WHEREAS**, as set forth in the Governor's February 12, 2021 Declaration of State Disaster, pursuant to Section 418.017 of the Texas Government Code, the Governor authorized the use of all available resources of state government and of the of political subdivisions that are reasonably necessary to cope with this disaster, and

**WHEREAS**, as set forth in the Governor's February 12, 2021 Declaration of State Disaster, pursuant to Section 418.016 of the Texas Government Code, any regulatory statute prescribing the procedure for conduct of state business or any order or rule of a state agency that would in any way prevent, hinder, or delay necessary action in coping with this disaster shall be suspended upon written approval of the Office of the Governor. However, to the extent that the enforcement of any state statute or administrative rule regarding contracting or procurement would impede any state agency's emergency response that is necessary to protect life or property threatened by this declared disaster, the Governor ordered the suspension of such statutes and rules for the duration of the disaster; and

**WHEREAS**, as set forth in the Governor's February 12, 2021 Declaration of State Disaster, and pursuant to Section 418.017 of the Government Code, Governor Abbott authorized the use of all available resources of state government and of political subdivisions that are reasonably necessary to cope with this disaster; and

**WHEREAS**, the Texas Disaster Act of 1975 (Chapter 418 of the Government Code) authorizes the declaration of a state of disaster if a threat of disaster is imminent, and,

**WHEREAS**, §418.109 and §418.020 of the Government Code authorizes a local government to provide mutual aid assistance in accordance with its policies and procedures and may make arrangements necessary to acquire, prepare, or equip sites for temporary housing and,

**WHEREAS**, the City of Lindsay is experiencing extreme cold temperatures not seen in decades which caused a loss of essential services such as electricity and water, and which may result in the imminent threat of widespread and severe property damage, injury, and loss of life to residents, and

**WHEREAS**, the extreme cold temperatures has resulted in damage to water pipes and homes of residents of the City of Lindsay, and

**WHEREAS**, the urgency of the need for repairs is paramount during this time, and

**WHEREAS**, it is necessary to issue this disaster declaration in order to protect the health, safety and welfare of our residents and to allow for the efficient repair of damage caused by this extreme cold weather to plumbing and water systems in the City of Lindsay, and

**NOW THEREFORE, I, SCOTT NEU, MAYOR OF THE CITY OF LINDSAY, HEREBY PROCLAIM AND DECLARE:**

**SECTION 1.** That a state of disaster is declared for the City of Lindsay, pursuant to Section 418.108 of the Texas Government Code.

**SECTION 2.** That this declaration of local disaster shall be in effect for seven days from this date unless earlier terminated.

**SECTION 3.** That this declaration activates the recovery and rehabilitation aspects of all applicable local or interjurisdictional emergency management plans and authorizes the furnishing of all aid and assistance as deemed necessary or desirable by those administering such plans, and activates the preparedness and response aspects of such plans as provided therein.

**SECTION 4.** That all local laws, rules, ordinances and regulations of the City of Lindsay that require a permit to be obtained prior to the performance of plumbing repair work within the City of Lindsay are hereby suspended for the duration of this declaration of local disaster. This suspension of the requirement for a permit shall apply to all plumbing repair work, except any work affecting or related to a water heater. It is still required that a permit be obtained prior to performing any repair work that affects or is related to a water heater.

**SECTION 5.** That any resident of the City of Lindsay may apply for a leak adjustment to their water bill if they have been impacted by a busted pipe water leak due to the severe winter weather necessitating this declaration of local disaster. To receive a leak adjustment, the resident must submit the completed Certification for Water Leak Adjustment form provided by the City, along with a receipt or invoice of the work done to repair the busted pipe or the leak and evidence to establish payment for the repair of the leak. A request must be submitted no later than April 1, 2021, to be considered for a leak adjustment authorized under this declaration of local disaster.

**SECTION 6.** That this declaration shall be filed promptly with the City Secretary, and shall be given prompt and general publicity.

**SECTION 7.** That this proclamation shall take effect immediately from and after its issuance.

**SO DECLARED AND ORDERED** this the 19th day of February 2021.

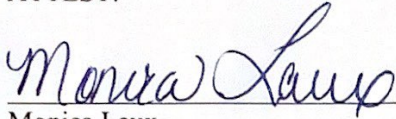
**Scott Neu**

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Scott Neu  
Mayor, City of Lindsay

ATTEST:



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Monica Laux  
City Secretary