

ORDINANCE NO. O-2011-027

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
MAGNOLIA, TEXAS, TERMINATING A LOCAL STATE OF
DISASTER FOR THE CITY OF MAGNOLIA, MAKING CERTAIN
FINDINGS RELATED THERETO.**

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WHEREAS, on September 5, 2011, the Mayor, pursuant to the Texas Disaster Act of 1975, as amended, Tex. Gov't Code Ann., Chapter 418, (the "Texas Disaster Act") issued a proclamation declaring a state of disaster for the City of Magnolia, Texas resulting from a widespread wildfire;

WHEREAS, the conditions necessitating the proclamation of a local state of disaster have ceased to exist; and

WHEREAS, the Texas Disaster Act provides that a local state of disaster may be terminated by the governing body of the political subdivision or by executive order by the Mayor, **NOW THEREFORE**,

BE IT ORDAINED BY THE CITY COUNCIL OF MAGNOLIA, TEXAS:

Section 1. Termination of Local State of Disaster. The City Council, as the governing body of the City of Magnolia, hereby terminates the proclamation of a local state of disaster described in the preamble hereto.

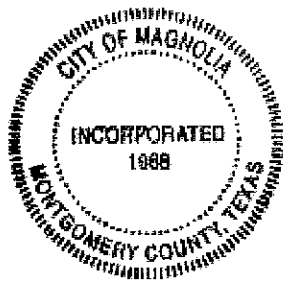
Section 2. Applicability. If any provision, section, subsection, sentence, clause, or phrase of this ordinance, or the application of same to any person or set of circumstances is for any reason held to be unconstitutional, void or invalid, the validity of the remaining portions of this ordinance or their application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council in adopting this ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness or invalidity of any other portion hereof, and all provisions of this ordinance are declared to be severable for that purpose.

Section 3. Notice of Meeting. The City Council officially finds, determines, recites and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law, Tex. Gov't Code Ann., Chapter 551 (Vernon Supp. 1994); and that

this meeting was open to the public as required by law at all times during which this ordinance and the subject matter thereof was discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

Section 4. Effective Date. This ordinance shall take effect immediately upon its passage and approval by the Mayor.

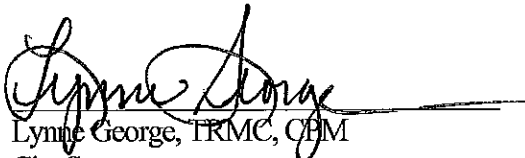
PASSED AND ADOPTED, this 11th day of October 2011.



THE CITY OF MAGNOLIA, TEXAS

By: 
Todd Kana, Mayor

ATTEST:


Lynne George, TRMC, CFM
City Secretary