

County of Nueces

CAROLYN VAUGHN
Commissioner
Precinct 1



JOHN MAREZ
Commissioner
Precinct 3

JOE A. GONZALEZ
Commissioner
Precinct 2

RECEIVED **BRENT CHESNEY**
Commissioner
Precinct 4

BARBARA CANALES
County Judge
Nueces County Courthouse, Room 303
901 Leopard Street
Corpus Christi, Texas 78401-3697

APR 29 2020
KARA SANDS
CLERK OF THE COUNTY COURT
NUECES COUNTY, TEXAS

**ORDER BY NUECES COUNTY JUDGE
(SUPERCEDES PRIOR ORDERS)
April 28, 2020**

WHEREAS, pursuant to Texas Government Code Section 418.108, Nueces County Judge Barbara Canales issued a Declaration of Local Disaster for Public Health Emergency on March 13, 2020, due to a novel coronavirus now designated SARS-CoV2 which causes the disease COVID-19;

WHEREAS, on March 16, 2020, President Donald Trump acknowledged the gravity of the COVID-19 pandemic, releasing strict new guidelines to limit people’s interactions;

WHEREAS, on March 18, 2020, the Nueces County Commissioners Court issued an Extension of Declaration of Local Disaster for Public Health Emergency that affirmed the activation of the Nueces County Emergency Management Plan and extends the Declaration of Local Disaster until rescinded by order of the Commissioners’ Court;

WHEREAS, the County Judge has issued several Orders since the extension of the Disaster Declaration under the authority of Section 418(g) of the Texas Government Code that authorizes the County Judge “to control ingress and egress to and from a disaster area and the movement of persons and the occupancy of premises in the area;”

WHEREAS, the Governor of Texas, Greg Abbott, has issued Executive Order GA-18 relating to the expanded reopening of services, Executive Order GA-19, relating to hospital capacity, and Executive Order GA-20 related to expanding travel without restrictions;

WHEREAS, the Governor of Texas is issuing his Executive Orders pursuant to a developed “safe, strategic plan to Open Texas in response to COVID-19 disaster;” and

WHEREAS, being in support of the Governor’s phased re-opening of Texas and continuing the on-going evaluation of circumstances related to the coronavirus and the updated recommendation of the Centers for Disease Control and the Texas Department of State Health Services warrant further Order.

NOW THEREFORE, UNDER THE AUTHORITY OF TEXAS GOVERNMENT CODE SECTION 418.108, NUECES COUNTY JUDGE ORDERS:

1. Effective 12.01 A.M. May 1st, 2020 and continuing until 11:59 p.m. on May 15, 2020:
 - (a) Governor Greg Abbott’s Orders GA-18, GA-19, and GA-20 are applicable to Nueces County, Texas without any further action. Recognizing those orders and in an effort to so re-affirm them Governor’s Greg Abbott’s Executive Orders GA-18, GA-19, and GA-20 are herein incorporated by reference as if set out word for word herein.
 - (b) An infected person can transmit the COVID-19 virus to others before showing any symptoms, therefore, the covering of a person’s nose and mouth assists to slow the spread of the virus. To the greatest extent possible it is highly recommended and encouraged that persons over the age of two (2) wear some form of covering over their nose and mouth, such as a homemade mask, scarf, bandana or handkerchief, when

patronizing an Essential Business, including Government Services, receiving Reopened Services, as defined in Governor's Executive Order GA-18 and when using public transportation. Covering of nose and mouth should be in accordance to Exhibit "A." Parents and Guardians of children under 10 are responsible for appropriately masking children. Wearing a face covering is not a substitute for maintaining 6-foot social distancing and hand washing.

2. This Order shall be effective immediately and continues until 11:59 p.m. on May 15, 2020, or until it is either rescinded, superseded, or amended pursuant to applicable law.
3. The County of Nueces must promptly provide copies of this Order by posting on the Nueces County website and the Corpus Christi- Nueces County Health District website. In addition, the owner, manager, or operator of any facility that is likely to be impacted by this Order is strongly encouraged to post a copy of this Order onsite and to provide a copy to any member of the public asking for a copy. If any subsection, sentence, clause, phrase, or word of this Order or any application of it to any person, structure, gathering, or circumstance is held to be invalid or unconstitutional by a decision of a court of competent jurisdiction, then such decision will not affect the validity of the remaining portions or applications of this Order.
4. This Order of County Judge Barbara Canales applies to all incorporated and unincorporated areas of Nueces County. To the extent of a conflict between decisions of Nueces County Judge Barbara Canales and a mayor of any city within the geographic boundaries of Nueces County, the decisions set forth in this Order prevail (to the fullest extent allowed by law pursuant to Texas Government Code Section 418.108(h)).


BARBARA CANALES

Nueces County Judge

Date: April 29, 2020

EXHIBIT "A"
GUIDANCE ON COVERING NOSE AND MOUTH

It is recommended and encouraged:

1. To the greatest extent possible, all persons over the age of two (2) should wear some form of covering over their nose and mouth, such as a homemade mask, scarf, bandana or handkerchief, when:
 - a. Patronizing an Essential Business or Reopened Service; and
 - b. Using public transportation, taxis, or ride shares.
2. This section shall not apply to persons that are:
 - a. Riding in a personal vehicle;
 - b. Engaging in Outdoor Activity;
 - c. Eating; or
 - d. When wearing a covering poses a greater mental or physical health, safety or security risk such as anyone who has trouble breathing, or is unconscious, incapacitated or otherwise unable to remove the cover without assistance.

Children under the age of two (including infants) should not wear cloth face coverings. Those between the ages of two and nine should use them but under adult supervision to ensure that the child can breathe safely and avoid choking or suffocation. Children with breathing problems should not wear a face covering. Parents and Guardians of children under 10 should be responsible for appropriately masking children.

All COVID-19 suspected positives, those currently being tested, and untested individuals with cough and/or fever, and household members of same category of individuals should not leave their residence without a mask or cloth face covering to prevent the spread to others.

To the greatest extent possible, it is recommended that all individuals working for an Essential Business, including Governmental Services, or Reopened Services wear a mask or cloth face covering whenever in public and whenever performing job duties in the presence of others. To the greatest extent possible, it is recommended that employers should provide employees with a mask or face covering.

Medical grade (N95) and surgical masks should be reserved and used only by medical professionals and first responders. Cloth face covering are not intended for use by health care workers, first responders, and others whose work requires close contact with people who are ill.

Cloth coverings can be made in accordance with CDC Guidance, which can be found at:

<https://www.cdc.gov/coronavirus/2019-ncov/prevent-getting-sick/diy-cloth-face-coverings.html>



VG-12-2020-2020000231

Nueces County
Kara Sands
Nueces County Clerk

Instrument Number: 2020000231

Public Notice

PUBLIC NOTICES

Recorded On: April 29, 2020 11:50 AM

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STATE OF TEXAS

Nueces County

I hereby certify that this Instrument was filed in the File Number sequence on the date/time printed hereon, and was duly recorded in the Official Records of Nueces County, Texas

Kara Sands
Nueces County Clerk
Nueces County, TX

***** THIS PAGE IS PART OF THE INSTRUMENT *****

Any provision herein which restricts the Sale, Rental or use of the described REAL PROPERTY because of color or race is invalid and unenforceable under federal law.

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COMMISSIONERS COURT AGENDA