

**CITY OF MCKINNEY, TEXAS  
FOURTH REVISED MAYORAL DECLARATION OF LOCAL STATE OF DISASTER  
DUE TO PUBLIC HEALTH EMERGENCY**

**WHEREAS**, beginning in December 2019, a novel coronavirus, now designated COVID-19, has spread through the world and has now been declared a global pandemic by the World Health Organization; and

**WHEREAS**, symptoms of COVID-19 include fever, coughing, and shortness of breath and, in some cases, the virus has caused death; and

**WHEREAS**, prudence dictates that extraordinary measures must be taken to contain COVID-19 and prevent its spread throughout the City of McKinney, including the quarantine of individuals, groups of individuals and occupied structures and, additionally, including compelling individuals, groups of individuals, or occupied structures to undergo additional health measures that prevent or control the spread of the virus; and

**WHEREAS**, Governor Abbott and Collin County have declared a local disaster due to public health emergency; and

**WHEREAS**, as Mayor, and under state law and local ordinance, I issued three (3) Mayoral Declarations of Local State of Disaster on March 16, 2020; another on March 17, 2020; and another on March 25, 2020; and

**WHEREAS**, thereafter I have been evaluating the health and safety aspects of placing reasonable limitations on business owners, their employees, and their customers in all businesses in the City of McKinney to help ensure that our highly-valued businesses can continue to remain open and safely serve their customers, while at all times insuring that COVID-19 is contained; and

**WHEREAS**, the McKinney City Council has convened on several occasions and provided input to me for managing the health and welfare of McKinney citizens during this local disaster through a mayoral declaration, issued pursuant to the law; and

**WHEREAS**, during the month of April the City Council enacted ordinances governing conduct during the Local State of Disaster culminating with its current ordinance 2020-04-031, enacted on April 28, 2020; and

**WHEREAS**, on June 26, 2020 Governor Abbott issued GA-28 finding it necessary to increase certain reasonable precautions to limit the spread of the virus.

**NOW, THEREFORE, BE IT DECLARED BY THE MAYOR OF THE CITY OF MCKINNEY, TEXAS:**

**SECTION 1.** That a local state of disaster due to public health emergency is hereby declared for the City of McKinney, Texas, pursuant to section 418.108(a) of the Texas Government Code. This Fourth Revised Declaration is issued to address Governor Abbott's concerns and precautions contained in GA-28, issued June 26, 2020.

**SECTION 2.** Pursuant to section 418.108(b) of the Texas Government Code, the state of disaster due to public health emergency shall continue for a period of not more than seven (7) days from the effective date of this declaration unless continued or renewed by the City Council of the City of McKinney, Texas.

**SECTION 3.** Pursuant to section 418.108(c) of the Texas Government Code, this declaration of a local state of disaster due to public health emergency shall be given prompt and general publicity and shall be filed promptly with the City Secretary.

**SECTION 4.** Pursuant to section 418.108(d) of the Government Code, this declaration of a local state of disaster activates the City of McKinney's Emergency Management Plan under McKinney Ordinance 2008-02-013.

**SECTION 5.** That this declaration authorizes the City to take any actions necessary to promote health and suppress the virus, including the quarantine of persons and occupied structures, examining and regulating hospitals, regulating ingress and egress from the City, regulating ingress and egress to occupied structures, and insuring compliance for those who do not comply with the City's rules, pursuant to section 122.006 of the Health and Safety Code.

**SECTION 6.** All commercial and non-profit entities in the City providing goods or services directly to the public must develop and implement a health and safety policy ("Policy") by July 1, 2020 at 12:01 p.m. The Policy must require, at a minimum, that all employees and visitors to the entity's business premises or other facilities wear face coverings that cover the nose and mouth when in an area or while performing an activity which will necessarily involve close contact or proximity to coworkers or the public. The Policy may allow individuals with an operational need to remove a face covering so long as such operational needs are specifically addressed in the Policy. The Policy may also include the implementation of other mitigating measures designed to control and reduce the transmission of COVID-19 such as temperature checks or health screenings. The Policy must be posted conspicuously at or near all entrances of any commercial or non-profit entity in the City in clear view of any employees or members of the public entering the business. The requirement of a face covering does not apply if covering the nose and mouth poses a significant mental or physical health risk to the individual. If possible, a face shield is recommended to be worn in the event a face covering cannot be safely worn. The requirement of a face covering also does not apply when an individual is consuming a food or beverage or receiving a service where the wearing of a face covering

would impair the performance of the service, including those periods when an individual is seated for dining during such consumption.

**SECTION 7.** In all public areas not subject to Section 6, all people 10 years or older are strongly urged to wear a face covering over their nose and mouth where it is difficult to keep six feet away from other people or working in areas that involve proximity with coworkers. The CDC advises face coverings for people 2 years or older. Face coverings may include homemade masks, scarves, bandanas, or a handkerchief. City residents should continue to maintain social distancing of at least six feet while outside their home.

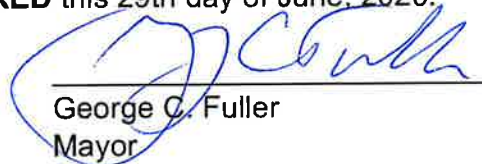
**SECTION 8.** This Declaration hereby incorporates the Governor's Executive Order GA-28 and all prior Executive Orders that are currently in place relating to the expanded reopening of services as part of the safe, strategic plan to Open Texas in response to the COVID-19 disaster for the duration of this Declaration, and GA-28 is attached hereto as Exhibit A and made a part hereof. The provisions of GA-28 shall govern in the event of a conflict between the provisions of GA-28 and this Declaration.

**SECTION 9.** This Declaration hereby authorizes the use of all lawfully available enforcement tools.

**SECTION 10.** This Declaration shall take effect in accordance with Section 11 below, and McKinney City Council Ordinance 2020-04-031 shall remain in effect.

**SECTION 11.** This Declaration shall take effect June 30, 2020 at 12:01 a.m. and shall remain in effect until the earlier of i) July 6, 2020 at 11:59 p.m., ii) its continuation by action of the City Council, or iii) the termination date of GA-28 by any subsequent, related Executive Order of Governor Abbott pertaining to COVID-19.

**SO DECLARED AND ORDERED** this 29th day of June, 2020.

  
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George C. Fuller  
Mayor