

ORDINANCE NO. 2020-

AN ORDINANCE AMENDING CHAPTER 34 OF THE CODE OF ORDINANCES OF THE CITY OF LEAGUE CITY, TEXAS, ENTITLED "CIVIL EMERGENCIES" TO ALLOW THE TEMPORARY SUSPENSION OF CITY ORDINANCES BY RESOLUTION DURING A STATE OF DISASTER DECLARED BY THE FEDERAL, STATE OR LOCAL GOVERNMENT; PROVIDING FOR CODIFICATION, PUBLICATION, AND AN EFFECTIVE DATE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LEAGUE CITY, TEXAS, as follows:

**Section 1.** That the Code of Ordinances is hereby amended to AMEND Section 34-39 entitled "*Conflicting regulations*" of Chapter 34, entitled "Civil Emergencies" of the League City Code of Ordinances, to read as follows:

**Sec. 34-39.     ~~Conflicting~~ Suspension of regulations; conflict.**

(a)     During a state of disaster or emergency declared by the federal, state or local government with jurisdiction in League City, the city council may by resolution suspend city ordinances or enact rules as the council deems necessary and prudent, for a duration not to exceed the pendency of the state of disaster or emergency. Such resolution shall be filed in the office of the city secretary and shall receive widespread publicity.

(b)     At all times when the orders, rules and regulations made and promulgated pursuant to this article shall be in effect, they shall supersede and override all existing ordinances, orders, rules and regulations insofar as the latter may be inconsistent therewith.

(~~bc~~)   This article shall not be construed so as to conflict with any state or federal statute or with any military or naval order, rule or regulation.

**Section 2.** Savings. All rights and remedies which have accrued in favor of the City under this Ordinance and amendments thereto shall be and are preserved for the benefit of the City.

**Section 3.** Severability. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid, unconstitutional or otherwise

unenforceable by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions thereof.

**Section 4.** Repealer. All other ordinances and parts of ordinances in conflict herewith are hereby repealed but only to the extent of such conflict.

**Section 5.** Codification. It is the intent of the City Council of the City of League City, Texas, that the provisions of this Ordinance shall be codified in the City's official Code of Ordinances as provided hereinabove.

**Section 6.** Publication and Effective Date. The City Secretary shall cause this Ordinance, or its caption, to be published in the official newspaper of the City of League City, upon passage of such Ordinance. The Ordinance shall take effect upon passage.

PASSED first reading the \_\_\_\_ day of \_\_\_\_\_, 2020.

PASSED second reading the \_\_\_\_ day of \_\_\_\_\_, 2020.

PASSED AND ADOPTED the \_\_\_\_ day of \_\_\_\_\_, 2020.

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PAT HALLISEY  
Mayor

ATTEST:

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DIANA M. STAPP  
City Secretary

APPROVED AS TO FORM:

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NGHIEM V. DOAN  
City Attorney