

DECLARATION OF DISASTER

WHEREAS, the County of Brazoria on the 23rd day of June, 2009 is in imminent threat of widespread or severe damage, injury, or loss of life or property resulting from county wide drought conditions. Such conditions have created a public safety hazard that would be exacerbated by the use of aerial fireworks and

WHEREAS, the County Judge of Brazoria County has determined that extraordinary measures must be taken to protect or rehabilitate property is necessary and hereby ordered that the sale and use of the aerial fireworks as defined by Local Government Code, § 352.051 and classified under * 49 C.F.R. Sec. 173.100(r)(2) (10-1-86 edition, are banned.

NOW, THEREFORE, BE IT PROCLAIMED BY THE COUNTY JUDGE OF BRAZORIA COUNTY:

1. That a local state of disaster is hereby declared for Brazoria County, pursuant to §418.108(a) of the Texas Government Code.
2. Pursuant to §418.108(b) of the Government Code, the state of disaster shall continue for a period of not more than seven days from the date of this declaration unless continued or renewed by the Commissioners Court of Brazoria County
3. Pursuant to §418.108(c) of the Government Code, this declaration of a local state of disaster shall be given prompt and general publicity and shall be filed promptly with the County Clerk.
4. Pursuant to §418.108(h) of the Government Code, the jurisdiction and authority of the County Judge includes the incorporated and unincorporated areas of the county and to the extent of a conflict between the decisions of the County Judge and the Mayor, the decision of the County Judge prevails except to the extent that the restrictions by the Mayor exceeds or are more stringent than the restrictions put in place by the County Judge
5. Pursuant to §418.108(d) of the Government Code, this declaration of a local state of disaster activates the county/city emergency management plan.
6. Pursuant to §418.108(i) of the Government Code, this declaration includes a restriction authorized by §352.051 of the Local Government Code.
7. Exempt from these restrictions are professional firework displays orchestrated, managed, and or arranged by governmental entities.
8. That this proclamation shall take effect immediately from and after its issuance.

* "skyrockets with sticks" and other pyrotechnic devices that have 1-12 fins or rudders for the purpose of achieving aerodynamic flight, 1-13 including devices that would be considered a missile or a rocket

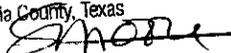
ORDERED this the 23rd day of June, 2009.


E.J. (Joe) KING
County Judge

FILED
AT 4:50 O'CLOCK P M

JUN 23 2009


JOYCE HUDMAN
COUNTY CLERK
BRAZORIA COUNTY TEXAS

RETURN
CAME TO MY HAND on the 23 day of June, 2009
and executed by posting a true copy at the Courthouse of
Brazoria County, Texas, on the 23 day of June, 2009
JOYCE HUDMAN, Clerk
County Court, in and for
Brazoria County, Texas
By  Deputy