

Filed For Record 9:08 AM



MAR 14 2017

Becky Ivey
County Clerk, Johnson County Texas
BY ma DEPUTY

THE STATE OF TEXAS
COUNTY OF JOHNSON

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ORDER #2017-07

**ORDER AUTHORIZING COUNTY ATTORNEY TO FILE
LAWSUIT AND AUTHORIZING EXPENSES**

On this the 13th day of March, 2017, the Commissioners Court of Johnson County, being duly convened at a regularly called meeting of the Commissioners Court, upon motion of Commissioner Kenny Howell, seconded by Commissioner Larry Woolley, duly put and carried, adopted the following:

1.

Whereas, Chapter 751, Texas Health and Safety Code, requires a permit to promote (which includes organize, manage, finance, or hold) a mass gatherings; and

2.

Whereas, Title 25, Chapter 265, Texas Administrative Code sets forth reasonable standards of health and sanitation applicable under conditions of mass gatherings; and

3.

Whereas, Johnson County has received information that a mass gathering as defined by Section 751.002, Health and Safety Code, is scheduled to be held on April 15, 2017 from 4:00 p.m. to 10:00 p.m. at the Beaumont Ranch which is located in Grandview, Johnson County,

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TO ORIGINAL**

Texas; and

4.

Whereas, said mass gathering to be held at the Beaumont Ranch is being advertised as the “Lights Fest” whereby “you combine thousands of families, friends and foodies, with live music, dancing, and an eruption of Sky Lanterns. At the perfect moment, everyone ignites their personalized sky lanterns with TIKI torches and lets them take flight”; and

5.

Whereas, a mass gatherings permit application has not been presented to the County Judge of Johnson County as required by Chapter 751, Health and Safety Code, and therefore a permit has not been issued by Johnson County for the mass gathering to be held at the Beaumont Ranch on April 15, 2017; and

6.

Whereas, Johnson County has concerns regarding the health, safety and general welfare of the citizens of Johnson County and of the attendees of the mass gathering.

7.

IT IS THEREFORE ORDERED that the County Attorney of Johnson County, Texas is hereby authorized to file a lawsuit to obtain a temporary restraining order and/or temporary injunction and/or a permanent injunction to prevent the “Lights Fest” until the promoters comply with Chapter 751, Health and Safety Code and Title 25, Chapter 265, Texas Administrative Code.

8.

IT IS FURTHER ORDERED that the County Attorney is authorized to expend the

amount of \$4,000.00 as initial expenses in the case, which amount includes, but is not limited to, funds for court reporter fees, expert fees and expenses, discovery costs, and any other reasonable and necessary expenses.

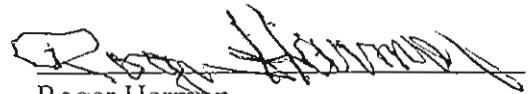
8.

All funds necessary to accomplish the above are hereby ordered to be made.

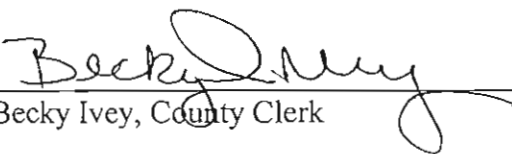
9.

All such costs and fees should be charged to the general fund.

SIGNED on this 13th day of March, 2017.


Roger Harmon
County Judge

Attest:


Becky Ivey, County Clerk

