

SHACKELFORD COUNTY, TEXAS
ORDER PROHIBITING OUTDOOR BURNING

WHEREAS in accordance with Section 352.081 of the Texas Local Government Code, the Shackelford County Commissioners Court has found that dry conditions along with heavy fuel accumulations in the unincorporated areas of Shackelford County create a public hazard that would be exacerbated by outdoor burning; and, whereas such a finding authorizes the issuance of an order which prohibits or restricts outdoor burning.

NOW THEREFORE BE IT ORDERED that the following regulations are hereby established for all unincorporated areas of Shackelford County, Texas:

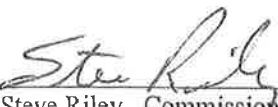
- (1) **Action prohibited:**
 - a. A person violates this order if he or she knowingly or intentionally burns any combustible material outside of an enclosure which serves to contain all flames and/or sparks, or orders such burning by others.
 - b. A person violates this order if he or she knowingly or intentionally engages in any activity outdoors which could allow flames or sparks that could result in a fire, or orders such activities by others.
- (2) **Enforcement:**
 - a. A violation of this order is a Class C Misdemeanor.
 - b. This order may be enforced by any duly commissioned peace officer in Shackelford County.
- (3) This order is effective and enforceable for 90 days after the date signed below.
- (4) This order does not apply to outdoor burning activities related to public health and safety that are authorized by the Texas Commission on Environment Quality for firefighter training; public utility, natural gas pipeline, or mining operations; or planting or harvesting of agriculture crops.
- (5) This order does not apply to outdoor burning activities that are conducted by a prescribed burn manager certified under §153.048, Texas Natural Resources Code and meet the standards of §153.048, Texas Natural Resources Code.
- (6) This order does not apply to welding professionals, provided that the work area has been cleared of all debris or accumulated fuels and that another individual with extinguishing materials is present at the worksite.
- (7) Any person or persons who violate this order may be held liable for any and all damages incurred as a result of their actions.

IT IS FURTHER ORDERED that this burn ban be in effect for 90 days from the date of adoption, of this Order or December 12, 2015, or at an earlier date as determined by the Shackelford County Commissioners Court. The County Judge may rescind this Order upon a determination that the circumstances that required the Order no longer exist.

THEREFORE, the Commissioners Court of Shackelford County at its regular called meeting on September 14, 2015, is hereby ORDERING a County-wide burn ban and executed on the same date in regular session of Commissioners Court.



Ross Montgomery, County Judge




Steve Riley, Commissioner Pct. 1



Shawn Askew, Commissioner Pct. 2



Lanham Martin, Commissioner Pct. 3



Cody Jordan, Commissioner Pct. 4