

COLEMAN COUNTY, TEXAS
ORDER PROHIBITING OUTDOOR BURNING

WHEREAS in accordance with Section 352.081 of the Texas Local Government Code, the Coleman County Commissioners' Court has found that dry conditions along with heavy fuel accumulations in the unincorporated areas of Coleman County create a public safety 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 Coleman 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 Coleman 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 Environmental 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 153.047, 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 a spray rig is present at the worksite. They should notify the Fire Department of the location and submit notification form and refrain from welding in winds over 16mph.

(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 until sufficient rainfall allows the Judge to lift the burn ban.

THEREFORE, the Commissioners' Court of Coleman County at its regular meeting on November 28, 2011 is hereby ENACTING a County-wide burn ban and executed on the same date in special session of Commissioners' Court.

Joe D. Watson
Joe D. Watson, County Judge

Mark Williams
Mark Williams, Commissioner, Pct. 1

Rick Beal
Rick Beal, Commissioner, Pct. 2

Mike Stephenson
Mike Stephenson, Commissioner, Pct. 3

Alan Davis
Alan Davis, Commissioner, Pct. 4

Attest:
Stacey Mendoza
Stacey Mendoza, County Clerk

I have read the Order Prohibiting Outdoor Burning and understand the above terms and conditions.

Signed this _____ day of _____, _____.

Welder's Name

Company Name (if any)

Location of Welding Job

Date(s) intended to be Welding at Job Site

Signature