

STATE OF TEXAS

§

COUNTY OF MONTAGUE

§

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ORDER RESTRICTING OUTDOOR BURNING

WHEREAS, the Commissioners Court has determined that circumstances are present in all of the unincorporated area of the county create a public safety hazard that would be exacerbated by outdoor burning.

IT IS HEREBY ORDERED, by the Commissioners Court of Montague County that all outdoor burning is banned in the unincorporated areas of the county for ~~90~~ ^{30 DAYS} days from the date of adoption of this Order, unless the restrictions are terminated earlier based on a determination made by the Texas Forest Service or this Court. This Order is adopted pursuant to Local Government Code Section 352.081, and other applicable statutes. This Order does not prohibit outdoor burning activities related to public health and safety that are authorized by the Texas Commission on Environmental Quality for: **(1) firefighter training; (2) public utility, natural gas pipeline or mining operations; (3) harvesting of agricultural crop; or welding allowed with restrictions listed below:**

- a. area should be clean 15ft.or more on welding site;
- b. there should be at least 55 gallons of water with the ability to pressurize and spray welding site;
- c. an additional person should be on site with welder to spot fires ; and
- d. a fire extinguisher on welding site.

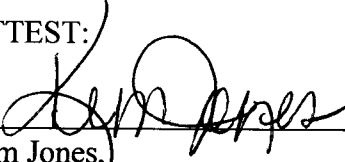
(4) Outdoor cooking allowed with the restrictions listed below:

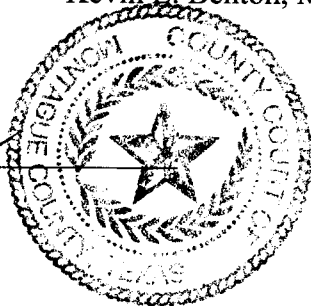
- a. the cooking device is propane or natural gas and has a complete and full enclosure that is utilized at all times; or
- b. the cooking device is wood or charcoal and has a complete and full enclosure that is utilized, and all areas around the cooking device shall be clear of vegetation and /or combustible materials or debris for a 5 foot radius.

In accordance with Local Government Code Section 352.081 (h), a violation of this Order is a Class C Misdemeanor, punishable by a fine not to exceed \$500.00. The Montague County Judge may rescind this Order upon determination that the circumstances that required the Order no longer exist.

ADOPTED this 10th day of January, 2022.


 Kevin L. Benton, Montague County Judge

ATTEST:

 Kim Jones,
 County Clerk



EMERGENCY ORDER BANNING OUTDOOR BURNING

AN EMERGENCY ORDER IMPLEMENTING EMERGENCY RULES DIRECTED AT THE PREVENTION OF WILDFIRES IN THE UNINCORPORATED AREAS OF MONTAGUE COUNTY, TEXAS.

WHEREAS, the Presiding Judge of the Montague County Commissioners Court has declared a local state of disaster in accordance with Section 352.081 of the Texas Government Code, for the purpose of implementing controls aimed at eliminating outdoor burning in the unincorporated areas of Montague County as a source for wildfires during the current dry weather; and

WHEREAS, the imminent threat of disaster from wildfire and drought continues to exist; and

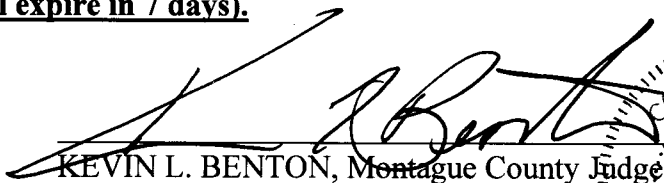
WHEREAS, the imposition of control to mitigate the likelihood of such fires should include the prohibition of:

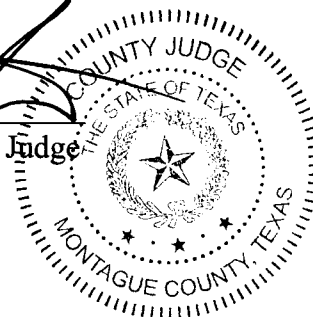
- (1) Burning of trash and domestic waste, maintenance or land clearing, brush, campfires and trees; and

WHEREAS, this Order limits outdoor burning activities related to public health and safety that are authorized by the Texas Natural Resources Commission for **(1) firefighter training; (2) public utility, natural gas pipeline or mining operations; (3) harvesting of agricultural crop; or (4) welding allowed with restrictions listed below:**

- 1) area should be clean 15 ft or more on welding site.
- 2) there should be at least 55 gallons of water with the ability to pressurize & spray welding site.
- 3) an additional person should be onsite with welder to spot fires.

ORDERED THIS 4th DAY OF JANUARY, 2022, AT 11:00 A.M. (If no other action is taken this order will expire in 7 days).


KEVIN L. BENTON, Montague County Judge



FILED

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MONTAGUE COUNTY CLERK
MONTAGUE, TX