

COUNTY OF WICHITA §
STATE OF TEXAS §

ORDER PROHIBITING OUTDOOR BURNING

WHEREAS, Section 352.081(c)(2) of the Texas Local Government Code provides that the Commissioners Court of a county by order may prohibit outdoor burning in the unincorporated area of the county if the commissioners court makes a finding that circumstances present in the unincorporated areas create a public safety hazard that would be exacerbated by outdoor burning; and,

WHEREAS, the Wichita County Commissioners Court does hereby find that current circumstances present in all of the unincorporated areas of Wichita County create a public safety hazard that would be exacerbated by outdoor burning; and

WHEREAS, the Commissioners' Court of Wichita County, Texas, by majority vote, has authorized the Wichita County Judge to sign this order for the benefit of the citizens of Wichita County, Texas,

NOW, THEREFORE, IT IS ORDERED THAT OUTDOOR BURNING IS PROHIBITED IN ALL OF THE UNINCORPORATED AREAS OF WICHITA COUNTY for ninety (90) days from 3:00 p.m., Monday, August 14, 2023, unless the restrictions are terminated earlier based on a determination made by the Commissioners Court that circumstances that required the Order no longer exist.

This order does not apply to outdoor burning activities:

1. related to public health and safety that are authorized by the Texas Commission on Environmental Quality for:
 - a. firefighter training;
 - b. public utility, natural gas pipeline, or mining operations;
 - c. planting or harvesting of agriculture crops; or
 - d. burns that are conducted by a prescribed burn manager certified under Section 153.048, Natural Resources Code, and meet the standards of Section 153.047, Natural Resources Code.

This order does not apply to commercial or professional welding operations that are authorized by the attached Welding Guidelines During an Emergency.

Be it also ORDERED that the purpose of this order is the mitigation of the public safety hazard posed by wild fires during the current dry weather by curtailing the practice of outdoor burning, which purpose is to be taken into account in any enforcement action based upon this order.

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.

ORDERED THIS 14th DAY OF AUGUST 2023 by a 5-0 vote.

WICHITA COUNTY COMMISSIONERS COURT

By: Jim Johnson
Wichita County Judge

**THE STATE OF TEXAS
COUNTY OF WICHITA**

I hereby certify that this instrument was RECEIVED on the date and the time stamped hereon by me and was duly RECORDED in the Records of Wichita County, Texas.

2023-1252 PM
08/14/2023 04:28 PM



Annette C. Stanley

Annette C. Stanley, County Clerk
Wichita County, Texas