

# THE COUNTY COURT OF UPSHUR COUNTY, TEXAS

## ORDER PROHIBITING OUTDOOR BURNING

WHEREAS, the Upshur County Commissioner's Court finds present circumstances in all or part of the unincorporated areas of Upshur County create a public hazard that would be exacerbated by outdoor burning;

IT IS HEREBY ORDERED by the Upshur County Commissioner's Court that all outdoor burning is prohibited in the unincorporated areas of the County until September 15, 2023 at 6:00 p.m., unless the restriction is terminated earlier based on a determination made by the Texas Forest Service or further action of the Upshur County Commissioner's Court. Further, this Order may be extended by action of the Upshur County Commissioner's Court had on or before September 15, 2023.

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) planting or harvesting of agricultural crops; or, (4) 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.

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.

ORDERED by the Commissioners Court of Upshur County, Texas in a regular meeting which occurred on the 31<sup>ST</sup> day of August 2023 and as proof thereof witness my hand this the 31<sup>ST</sup> day of August 2023.



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Todd Tefteller,  
Upshur County Judge