

County of Nueces



MIKE PUSLEY

Commissioner
Precinct 1

OSCAR ORTIZ

Commissioner
Precinct 3

JOE A. GONZALEZ

Commissioner
Precinct 2

BRENT CHESNEY

Commissioner
Precinct 4

SAMUEL L. NEAL, JR.

County Judge
Nueces County Courthouse, Room 303
901 Leopard Street
Corpus Christi, Texas 78401-3697

**COMMISSIONERS COURT ORDER
(Outdoor Burn Prohibition in Unincorporated Areas – November 16, 2016)**

WHEREAS, the Texas Local Government Code authorizes the Commissioners Court to adopt an order restricting outdoor burning during drought conditions; and,

WHEREAS, the Texas A&M Forest Service (formerly Texas Forest Service) has determined that drought conditions exist in Nueces County; and,

WHEREAS, the Commissioners Court has determined that circumstances present in the unincorporated portions of the County create a public safety hazard that would be exacerbated by outdoor burning; and,

WHEREAS, Section 352.081 of the Texas Local Government Code provides that such an order lasts for a maximum period of up to 90 days or until a determination by the Texas A&M Forest Service that drought conditions no longer exist.

NOW, THEREFORE, BE IT ORDERED, by the Commissioners Court of Nueces County, that all outdoor burning is banned in the unincorporated area of the county for 90 days from the date of the adoption of this Order, unless the restrictions are terminated earlier based on a determination made by the Texas A&M Forest Service or this Court. This Order is adopted pursuant to Section 352.081 of the Texas Local Government Code, and other applicable statutes. This Order does not prohibit burning activities related to public health and safety that are authorized by the Texas Commission on Environmental Quality (formerly Texas Natural Resource Conservation Commission) for (1) firefighter training; (2) public utility, natural gas pipeline or mining operations; or, (3) planting or harvesting of agricultural crops, or, burns that are conducted by a prescribed burn manager, in accordance with the Natural Resources Code, or burns that are conducted by the members of a prescribed burn organization under conditions and standards set out in the Natural Resources Code. In accordance with Section 352.081(h), a violation of this Order is a Class C Misdemeanor.

DULY ADOPTED BY VOTE OF THE COMMISSIONERS COURT OF NUECES COUNTY, TEXAS, ON THIS THE 16th DAY OF NOVEMBER, 2016.

SAMUEL L. NEAL, JR.
Nueces County Judge

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ATTEST:

KARA SANDS, County Clerk