

STATE OF TEXAS §
 §
COUNTY OF HOWARD §

ORDER PROHIBITING OUTDOOR BURNING

WHEREAS the Commissioners Court finds that circumstances present in all or part 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 Howard County that all outdoor burning is prohibited in the unincorporated area of the county for 90 days from the date of adoption of this Order, unless the restrictions are terminated earlier based on a determination made by: (1) the Texas Forest Service that drought conditions no longer exist; or (2) the Commissioners Court based on a determination that the circumstances that required the Order no longer exist.

This Order is adopted pursuant to Local Government Code §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 Natural Resources Code §153.048 and meet the standards of Natural Resources Code §153.047.

In accordance with Local Government Code §352.081 (h), a violation of this Order is a Class C misdemeanor, punishable by a fine not to exceed \$500.00.

ADOPTED this 14th day of November, 2022 by a vote of 5 ayes and 0 nays.



Kathryn Wiseman, County Judge

Attest: 
Brent Zitterkopf, Count Clerk

STATE OF TEXAS

§
§
§

COUNTY OF HOWARD

**ORDER PROHIBITING SALE OR USE OF CERTAIN FIREWORKS
IN UNINCORPORATED AREAS OF HOWARD COUNTY, TEXAS**

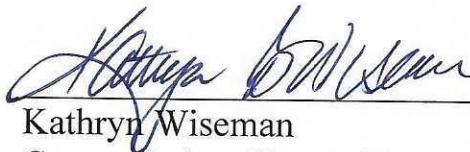
WHEREAS, the Texas Forest Service has determined that drought conditions exist in HOWARD County; and

WHEREAS, on the 14th day of NOVEMBER 2022, the Commissioners Court of HOWARD County has determined that the normal danger of fire in the unincorporated areas of HOWARD County is greatly enhanced by the extremely dry conditions now existing.

NOW, THEREFORE, the Commissioners Court of HOWARD County adopts this Order prohibiting the sale or use of restricted fireworks in the unincorporated areas of HOWARD County:

- A. No person may sell, detonate, ignite, or in any way use fireworks classified under 49 C.F.R. part. 173.100(r)(2) (10-1-86 edition), as “skyrockets with sticks” and “missiles with fins” in any portion of the unincorporated area of HOWARD County.
- B. This Order does not prohibit “permissible fireworks” as authorized in Occupations Code Section 2154.003(a).
- C. A person commits an offense if the person knowingly or intentionally violates a prohibition established by this Order. An offense under this order is a Class C Misdemeanor.
- D. This Order expires when conditions no longer exist in the county or 90 days after the approved date, on February 12, 2022, whichever is earlier.

APPROVED this the 14th day of NOVEMBER 2022, by the HOWARD County Commissioners Court.



Kathryn Wiseman
County Judge, Howard County, Texas

Attest:



Brent Zitterkopf, County Clerk,
Howard County, Texas