

**EMERGENCY ORDER FOR ORANGE COUNTY
EMERGENCY SERVICE DISTRICT #1**

PROHIBITION OF OUTDOOR BURNING
STARTING NOVEMBER 1, 2016 THRU NOVEMBER 8, 2016

WHEREAS, the Commissioners Court of Orange County recognizes the importance of protecting its citizens and their property from unnecessary losses due to uncontrolled wild land fires;

WHEREAS, the Court also recognizes that there are times and places where outdoor burning has to be restricted or banned in order to accomplish this goal;

WHEREAS, in accordance with provisions of the Texas Disaster Act of 1975, a state of disaster has been declared based on the imminent threat of disaster from fire; and

WHEREAS, declaration of such disaster authorized the imposition of controls on activities which tend to increase the likelihood of such fires;

BE IT THEREFORE ORDERED that the following emergency regulations are hereby established for Emergency Service District No. One for the duration of the above mentioned declaration;

(1) Actions Prohibited:

A person violates this order if he burns any combustible material outside of an enclosure, which serves to contain all flames and/or sparks, or orders such burning by others.

(2) Enforcement:

- (a) Upon notification of suspected outdoor burning, the fire department assigned to the location of the fire shall respond to the scene and take immediate measures to contain and/or extinguish the fire.
- (b) As soon as possible, a duly-commissioned peace officer shall be sent to the scene to investigate the nature of the fire.
- (c) If in the opinion of the peace officer at the scene and/or the fire officer, the goal of the order can be attained by informing the responsible party about the prohibitions established by this order, the officer may at his discretion, notify the party about the provisions of this order and request compliance with it. In such instances, an entry of the notification shall be made into the dispatchers log containing the time, date, and place of the warning, and the name of the person receiving the warning.

- (3) At the discretion of the peace officer and/or fire officer, second or flagrant violations of this order may be prosecuted in accordance with the Texas Disaster Act of 1975, Texas Government Code §418.001, et seq., and the Orange County Emergency Management Plan.

BE IT ALSO ORDERED that this order may be enforced by any duly- commissioned peace officer and that the venue for prosecution of this order will be the County Court, Orange County, Texas.

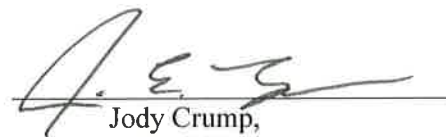
Signed this the 1 day of November, 2016.


Stephen Brint Carlton
Orange County Judge

Absent
David Dubose,
Commissioner, Precinct 1


Barry Burton,
Commissioner, Precinct 2

Absent
John Banken,
Commissioner, Precinct 3


Jody Crump,
Commissioner, Precinct 4

ATTEST:


BRANDY ROBERTSON, COUNTY CLERK
OR DEPUTY COUNTY CLERK