



KENDALL COUNTY ORDER PROHIBITING OUTDOOR BURNING

WHEREAS, the Commissioners Court hereby makes a finding that circumstances present in all of the unincorporated area of Kendall County create a public safety hazard that would be exacerbated by outdoor burning;

NOW THEREFORE, IT IS HEREBY ORDERED that all outdoor burning is prohibited in the unincorporated area of Kendall County from the date of adoption of this Order for a period not to exceed ninety (90) days, unless earlier terminated based on:

1. A determination made by the Texas Forest Service that drought conditions no longer exist in Kendall County; or
2. A determination made by the Commissioners Court, the County Judge, or the County Fire Marshall that circumstances present in Kendall County are such that a public safety hazard no longer exists.

This Order is adopted pursuant to Texas Local Government Code Section 352.081, and does not apply to outdoor burning activities related to public health and safety that are:

1. Authorized by the Texas Commission on Environmental Quality for (A) firefighter training; (B) public utility, natural gas pipeline or mining operations; or (C) planting or harvesting of agricultural crops; or
2. Conducted by a prescribed and insured burn manager certified under Section 153.048, Natural Resources Code and meet the standards of Section 153.047, Natural Resources Code; or
3. Conducted by the members of a prescribed burning organization under the conditions provided by Section 153.049, Natural Resources Code, and meet the standards of Section 153.047, Natural Resources Code.

In accordance with Section 352.081, Texas Local Government Code, a person commits an offense if the person knowingly or intentionally violates this Order. A violation of this Order is a Class C misdemeanor.

Adopted this 11th day of April 2022 at 9:29 a.m.

A handwritten signature in blue ink, appearing to read "D. Lux", written over a horizontal line.

Darrel L. Lux
Kendall County Judge

ATTEST:

A handwritten signature in blue ink, appearing to read "Darlene Herrin", written over a horizontal line.

Darlene Herrin
Kendall County Clerk