

**STATE OF TEXAS  
COUNTY OF LAMAR**

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**ORDER PROHIBITING OUTDOOR BURNING**

**WHEREAS**, The Texas Forest Service has determined that drought conditions exist within the county; and

**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 Lamar County that all outdoor burning is prohibited in the unincorporated area of the county for **30 days** from the date of adoption of this **ORDER**, unless the restrictions are terminated earlier based on a determination made by this Court.

**BE IT THEREFORE ORDERED** that the following regulations are hereby established for all unincorporated areas of Lamar County, Texas 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 officer at the scene and/or the Fire Chief, the goal of the order can be attained by informing the responsible party about the prohibitions established by the 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 Chief, second or flagrant violations of this order may be prosecuted in accordance with the statutes and procedures governing misdemeanors.

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 Natural Resources Commission 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.

**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 Justice of the Peace, Lamar County, Texas

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 21<sup>st</sup> day of January, 2026.

## **Brandon Bell, Lamar County Judge**

~~Lonnie Layton, Commissioner, Pct. Two~~

## **Kevin Anderson, Commissioner, Pct. Four**

**Alan Skidmore, Commissioner, Pct. One**

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**Ronnie Bass, Commissioner, Pct. Three**

**Ruth Sisson, County Clerk**

