



**STATE OF TEXAS**

**COUNTY OF HAMILTON**

**ORDER RESTRICTING OUTDOOR BURNING**

**WHEREAS**, THE Commissioner's 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 Commissioner's Court of Hamilton County that all outdoor burning (with the exception of burning household trash in a closed container, e.g., a barrel with a screened cover) is restricted 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: (1) the Texas Forest Service that drought conditions no longer exist; or (2) the Commissioner's Court or the County Judge or County Fire Marshal, based on determination that the circumstances that required the Order no longer exist.

**THIS ORDER** is adopted pursuant to Local Government Code, Section 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, Section 153.047.

This order does not apply to any burns that are conducted in accordance with a plan that has been approved by the Natural Resources Conservation Services or by the directors of the Cross Timber Prescribed Burn Association; a chapter of the Edwards Plateau Prescribed Burn Association (EPPBA)

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

ADOPTED this the 24 day of FEBRUARY, 2026; by a vote of 4 ayes and 0 nays.

In WITNESS WHEREOF, I affix my signature on behalf of the Commissioners Court of Hamilton County on this 26 day of FEBRUARY 2026.

  
James Yates, Hamilton County Judge

Attest: Rachel Geeslin  
Rachel Geeslin, Hamilton County Clerk

By:   
 Deputy