



UPSHUR COUNTY COMMISSIONERS COURT

GILMER, TEXAS

COMMISSIONERS COURT
SPECIAL SESSION
FEBRUARY 20, 1996
9:00 AM

Consider approving a Declaration of Disaster and Emergency Order concerning outdoor burning.

Charles L. Still
County Judge

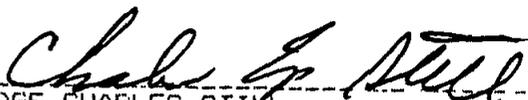
FILED
FEB 20 1996
9:58 AM
CLERK OF COURTS
GILMER, TEXAS
M-1

UPSHUR COUNTY COMMISSIONER COURT
2-20-96

COMMISSIONER'S COURT MET IN SPECIAL SESSION. ALL MEMBERS PRESENT.

MOTION BY GADDIS LINDSEY SECONDED BY KENNETH THOMPSON TO APPROVE ADOPTING A DECLARATION OF DISASTER AND EMERGENCY ORDER CONCERNING OUTDOOR BURNING. MOTION CARRIED. COPY OF DECLARATION ATTACHED.

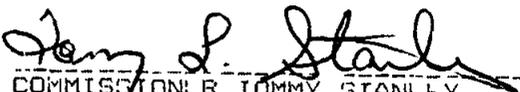
MOTION BY TOMMY STANLEY SECONDED BY GADDIS LINDSEY TO ADJOURN. MOTION CARRIED.



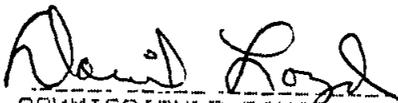
JUDGE CHARLES STILL



COMMISSIONER GADDIS LINDEY



COMMISSIONER TOMMY STANLEY



COMMISSIONER DAVID LOYD



COMMISSIONER KENNETH THOMPSON

DECLARATION OF DISASTER
THREAT OF WILDFIRES

DATE: February 20, 1996

WHEREAS, Upshur County has not had rainfall for an extended period; and

WHEREAS, weather forecasters offer little promise of a change in this dry condition in the near future; and

WHEREAS, these dry conditions pose the threat of large, dangerous and fast-moving wildfires; and

WHEREAS, such fires have the potential of endangering lives and damaging property on a large scale; and

WHEREAS, the Texas Disaster Act of 1975 authorized declaration of a state of disaster "if the threat of disaster is imminent"; and

WHEREAS, the magnitude of the potential damage and the rapidity at which such a fire could escalate to major proportions constitute an imminent threat of disaster; and

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

WHEREAS, such controls, once implemented, have the potential of protecting lives and property by mitigating the threat of dangerous fires;

BE IT THEREFORE PROCLAIMED that I, Charles L. Still, County Judge of Upshur County, do hereby declare a state of disaster based on the threat of large wildfires in Upshur County, Texas; and

BE IT ALSO PROCLAIMED that this state of disaster will continue until rescinded in accordance with the above statute and order, but in no instance will this declaration continue for more than seven days without authorization by the Upshur County Commissioners Court;

BE IT ALSO PROCLAIMED by the Commissioners Court of Upshur County that this order shall be continued from day to day until Upshur County has received sufficient rainfall to eliminate our wildfire danger.

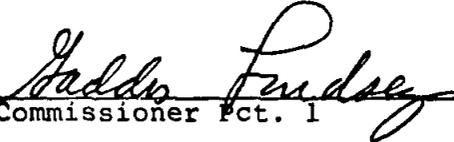
BE IT ALSO PROCLAIMED that this state of disaster is being declared solely for the purpose of implementing controls aimed at mitigating the hazard posed by wildfires during the current dry weather.

BE IT ALSO ORDERED THAT the purpose of this order is the mitigation of the hazard posed by wildfires by curtailing the practice of outdoor burning, which purpose is to be taken into account in any enforcement action based upon this order.

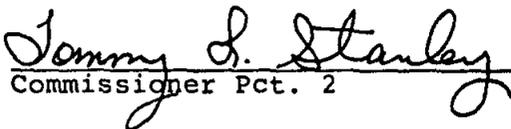
IN WITNESS WHEREOF, I affix my signature this 20th day of February, 1996.



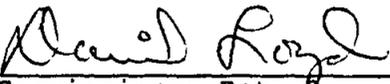
Charles L. Still, County Judge



Commissioner Pct. 1



Commissioner Pct. 2



Commissioner Pct. 3



Commissioner Pct. 4

96 FEB 20 11:53:31
BY _____