



2000 JAN -6 PM 4 09

*Bar Middleton*  
NOTICE OF MEETING OF THE  
COMMISSIONERS COURT OF POLK COUNTY, TEXAS # 3

Notice is hereby given that a Emergency meeting of the above named Commissioners' Court will be held on Friday, January 7, 2000 at 10 00 a.m in the County Courthouse, Livingston, Texas, at which time the following subjects will be discussed, to wit

**CONSIDER THE STATUS AND POSSIBILITY OF EXTENDING  
THE COUNTY-WIDE BURN BAN ISSUED ON JANUARY 1, 2000.**

Dated Thursday, January 6, 2000

Commissioners' Court of Polk County, Texas

By *John P. Thompson*  
John P. Thompson, County Judge

I, the undersigned County Clerk, do hereby certify that the above Notice of Meeting of Polk County Commissioners Court, is a true and correct copy of said Notice, and that I posted a true and correct copy of said notice in the County Courthouse of Polk County, Texas, at a place readily accessible to the general public at all times on Thursday, January 6, 2000, and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting

Notice filed, Thursday, January 6, 2000

Barbara Middleton, County Clerk

By *Linda C. Province*

DATE JANUARY 7, 2000

**"Emergency" Called Meeting**  
Judge Thompson Absent  
Commissioner Smith Absent  
Auditor Bill Law Absent

**"COMMISSIONERS COURT"**

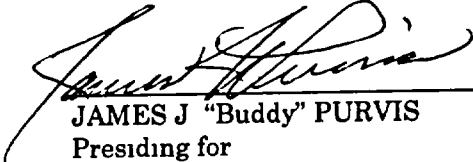
BE IT REMEMBERED ON THIS THE 7<sup>th</sup> DAY OF JANUARY 2000,  
THE HONORABLE COMMISSIONERS COURT MET IN "EMERGENCY"  
CALLED MEETING WITH THE FOLLOWING OFFICERS AND MEMBERS  
PRESENT, TO WIT (ALL MEMBERS ATTENDING VIA CONFERENCE CALL)

COMMISSIONER JAMES J "Buddy" PURVIS, PCT #3, PRESIDING  
B E "Slim" SPEIGHTS COUNTY COMMISSIONER PCT#1, R R "Dick" HUBERT,  
COUNTY COMMISSIONER PCT#4, AND BARBARA MIDDLETON COUNTY CLERK  
THE FOLLOWING AGENDA ITEMS, ORDERS, AND DECREES WERE DULY HAD,  
CONSIDERED & PASSED

- 1 MEETING WAS CALLED TO ORDER BY COMMISSIONER PURVIS AT 10 05 A M  
THE AGENDA ITEM DISCUSSED "CONSIDER THE STATUS AND POSSIBILITY  
OF EXTENDING THE COUNTY-WIDE BURN BAN ISSUED ON JANUARY 1,2000

MOTIONED BY JAMES J "Buddy" PURVIS, SECONDED BY B E "Slim" SPEIGHTS  
TO EXTEND THE "EMERGENCY ORDER" #2000-01 PROHIBITING  
OUTDOOR BURNING FOR AN INDEFINITE PERIOD OF TIME & AUTHORIZE  
JUDGE JOHN THOMPSON TO RESCIND THE ORDER IF SUFFICIENT RAINFALL  
IS RECEIVED DURING THE WEEK END THE COURT WILL MEET AGAIN ON  
TUESDAY, JANUARY 11<sup>th</sup> AND WILL REVIEW STATUS AT THAT TIME  
ALL VOTING YES

- 2 MOTIONED BY R R "Dick" HUBERT, SECONDED BY B E "Slim" SPEIGHTS  
TO ADJOURN COURT THIS 7<sup>th</sup> DAY OF JANUARY 2000, AT 10 06 A M  
ALL VOTING YES

  
\_\_\_\_\_  
JAMES J "Buddy" PURVIS  
Presiding for  
JOHN P THOMPSON, COUNTY JUDGE

ATTEST

  
\_\_\_\_\_  
BARBARA MIDDLETON, COUNTY CLERK



FOR POLK COUNTY, TEXAS

January 1, 2000

*John P. Thompson*  
John P. Thompson County Judge

**PROHIBITION OF OUTDOOR BURNING  
EMERGENCY ORDER #00-01**

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 wildfire 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 all unincorporated areas of Polk County Texas for the duration of the above mentioned declaration

**(1) Actions Prohibited**

A person violates this order if he/she burns any combustible materials 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 this order the officer may at his/her discretion notify the party about the provisions of this order and request compliance with it In such instances an entry of this notification shall be made into the dispatcher's log containing the time date, and place of the warning and the name of the person receiving the warning

(3) At the discretion of a 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.

**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-at-Law Livingston, Texas

FILED FOR RECORD  
2000 JAN -3 AM 9 42  
*Carol S. Spalding*  
COUNTY CLERK POLK CO



**DECLARATION OF DISASTER  
THREAT OF WILDFIRES**

**WHEREAS**, Polk County has not had rainfall for an extended period  
**WHEREAS**, weather forecasters offer little promise of a change in the hot, dry  
 Conditions in the near future and  
**WHEREAS**, these hot, dry conditions pose the threat of large, dangerous  
 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 authorizes 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  
**WHEREAS**, declaration of such disaster authorizes 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 John P Thompson, County Judge  
 County do hereby declare a state of disaster based on the threat of large wildfires in  
 Polk 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 for more  
 than seven days without authorization by the Polk County Commissioners Court

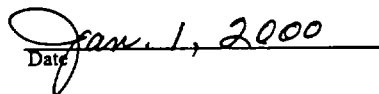
**BE IT ALSO PROCLAIMED** this state of disaster is being declared solely for the purpose  
 of implementing controls aimed at mitigating the hazard posed by wildfires during the current  
 hot dry weather

**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 excluding fireworks which  
 purpose is to be taken into account in any enforcement action based upon this order  
**IN WITNESS WHEREOF**, I affix my signature this the 1st day of January 2000

  
 John P Thompson Polk County Judge

**Filed in the Office of the County Clerk**

  
 Barbara Middleton, County Clerk

  
 Date