

VOL. 50 PAGE 227  
FILED FOR RECORD  
IN MY OFFICE  
AT 8:15 O'CLOCK A.M.

JUN 28 2005

MICKEY DORMAN  
COUNTY CLERK, PANOLA COUNTY, TEXAS  
BY Mickey Dorman DEPUTY

### MEETING OF COMMISSIONERS' COURT OF PANOLA COUNTY

TO WHOM IT MAY CONCERN:

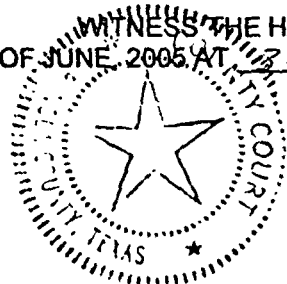
PURSUANT TO THE TEXAS OPEN MEETINGS ACT, NOTICE IS HEREBY GIVEN THAT A SPECIAL MEETING OF THE COMMISSIONERS' COURT OF PANOLA COUNTY, TEXAS WILL BE HELD ON THE 1<sup>ST</sup> DAY OF JULY, 2005, IN THE COMMISSIONERS' COURTROOM IN THE PANOLA COUNTY COURTHOUSE IN CARTHAGE, TEXAS AT 9:00 O'CLOCK A.M. AT WHICH MEETING THE FOLLOWING SUBJECTS WILL BE DISCUSSED AND THE FOLLOWING MATTERS ACTED UPON:

**OPEN MEETING:**

1. To discuss and act upon adopting Order #2005-06 concerning the prohibition of outdoor burning.

#### ADJOURNMENT

WITNESSETH THE HAND OF THE UNDERSIGNED CLERK ON THIS THE 28<sup>TH</sup> DAY OF JUNE, 2005 AT 8:15 O'CLOCK A.M.



Mickey Dorman  
MICKEY DORMAN, COUNTY CLERK  
PANOLA COUNTY, TEXAS  
By: \_\_\_\_\_, Deputy

I, MICKEY DORMAN, CLERK OF THE COMMISSIONERS' COURT OF PANOLA COUNTY, TEXAS DO HEREBY CERTIFY THAT THE ABOVE NOTICE WAS POSTED ON THE OFFICIAL BULLETIN BOARD IN THE PANOLA COUNTY COURTHOUSE IN THE CITY OF CARTHAGE, TEXAS AND IN A PUBLIC PLACE VISIBLE AT ALL TIMES ON THE 28<sup>TH</sup> DAY OF JUNE, 2005 AT 8:15 O'CLOCK A.M.



Mickey Dorman  
MICKEY DORMAN, COUNTY CLERK  
PANOLA COUNTY, TEXAS  
By: \_\_\_\_\_, Deputy

FILED FOR RECORD  
IN MY OFFICE

AT 9:30 O'CLOCK A M

AUG 17 2005

MICKEY DORMAN  
COUNTY CLERK, PANOLA COUNTY, TEXAS

BY Mickey Dorman DEPUTY

The State of Texas  
County of Panola

On this the 1st day of July A.D. 2005, the Commissioners' Court of Panola County, Texas met in a Special Meeting of the Court at 9:00 o'clock a.m. in the Commissioners' Courtroom of said County with the following members of the Court present:

David L Anderson  
Ronnie LaGrone  
Hermon E. Reed, Jr.  
Dale LaGrone

County Judge  
Commissioner, Precinct #1  
Commissioner, Precinct #3  
Commissioner, Precinct #4

with Commissioner Doug Cotton of Precinct #2 absent, constituting a quorum of the Court. Also attending were Mickey Dorman, County Clerk and Lee Ann Jones, Administrative Assistant to the County Judge. Attached to and made a part of these Minutes is a list of other attendees and the office or organization that each represents. The following proceedings were held at this meeting:

OPEN MEETING:

1. After some discussion Commissioner Ronnie LaGrone moved and Commissioner Reed seconded the motion to adopt Order #2005-06 concerning prohibition of outdoor burning in the County. The motion passed by a vote of 4-0 with Commissioner Cotton absent. SEE COPY OF ORDER ATTACHED.

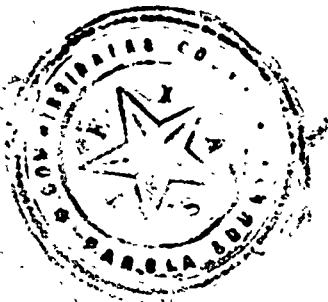
The meeting was then adjourned.

Dated this the 1st day of July, 2005.

David L. Anderson  
David L. Anderson, County Judge, Panola County, Texas

ATTEST:

Mickey Dorman, County Clerk by Martha R. Beyer, Deputy  
Mickey Dorman, County Clerk, Panola County, Texas



1 July 2005

9:00 am

Sam Johnson  
Palme Fuchs  
Philip St. James

Panola County Emergency Services, District No. 1  
P O Box 294  
Carthage, TX 75633

June 27, 2005

Honorable David Anderson  
110 S. Sycamore St.  
Carthage, TX 75633

Dear Judge Anderson,

The continued lack of rainfall in the state and county are contributing to excessive dry conditions. While Panola County Fire Departments have not responded to grass fires this past weekend, other adjacent counties have experienced grass fires.

In the meeting today, the Texas Forest Service and Panola County fire departments recommended the county consider implementing a burn ban on outdoor burning. Also, citizens should exercise extreme care in the discharge of fireworks.

The procedures implemented by the Emergency Services District provide for requesting the County Judge to consider implementing a burn ban if recommended by the Texas Forest Service and the County fire departments.

We would appreciate your consideration of implementing a burn ban as soon as possible with continuation until sufficient precipitation reduces the fire risk.

Respectfully,



Palmer Fuselier  
Chairman

CC: VFD  
ESD Commissioners

PCF/me



**To: Judge David Anderson and Panola County Commissioner**

It on the recommendation of the Texas Forest Service that we ask the County Judge and Commissioner to consider issuing a Burning Ban for Panola County. Due to the county entering a drought cycle, our vegetation has reached crucial levels. Also this is the July 4 Holidays Period. Wildfire in the surrounding counties has started to use multi dozer unit from around the state.

This recommendation is being made as early as possible to let the public know of the burning conditions that exist and to be safe during the July 4 Holiday.

Thank You  
Bobby Sides  
Texas Forest Service

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Carthage District  
P O. Box 195 ★ FM 699 & Loop 59 South ★ Carthage, Texas 75633  
TEL 903/693-6865 ★ FAX 903/693-9293

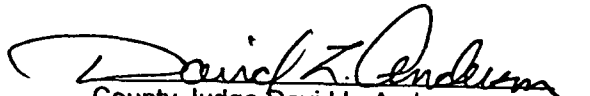
### ORDER #2005-06

**WHEREAS**, the Texas Forest Service has determined that drought conditions exist within Panola County to the extent that outdoor burning would be a hazard;

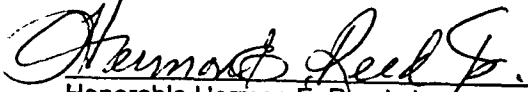
**IT IS HEREBY ORDERED** by the Commissioners' Court of Panola County that all outdoor burning is prohibited in the unincorporated areas of Panola County for a period of ninety (90) days from the date of adoption of this Order, unless the restrictions are terminated earlier based on a determination made by the Texas Forest Service or this Court. 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 agriculture 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.

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

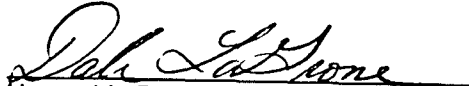
ADOPTED this 1<sup>st</sup> day of July, 2005 by a vote of 4 ayes and 0 nays.

  
County Judge David L. Anderson

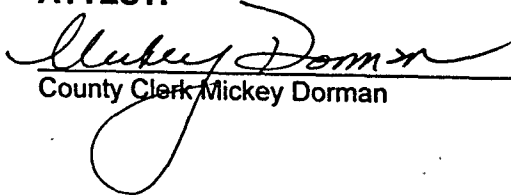
  
Honorable Ronnie LaGrone  
Commissioner, Precinct One

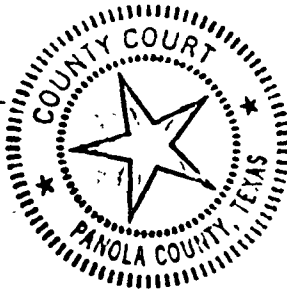
  
Honorable Hermon E. Reed, Jr.  
Commissioner, Precinct Three

\_\_\_\_\_  
Honorable Doug Cotton  
Commissioner, Precinct Two

  
Honorable Dale LaGrone  
Commissioner, Precinct Four

**ATTEST:**

  
County Clerk Mickey Dorman



RECORDED \_\_\_\_\_ O'CLOCK \_\_\_\_\_ M. ON THE \_\_\_\_\_ DAY OF \_\_\_\_\_ 2005

MICKEY DORMAN, COUNTY CLERK, P.C.T. 