

TYLER COUNTY COMMISSIONERS COURT  
SPECIAL MEETING  
May 10, 2010 ---- 11:00 a.m.

SCANNED  
Date: 5/11/10

THE STATE OF TEXAS                      ON THIS THE 10<sup>th</sup> day of May, 2010 the  
Commissioners' Court in and for Tyler County, Texas convened in a Special Meeting at  
the Commissioners' Courtroom in Woodville, Texas, the following members of the Court  
present, to wit:

JACQUES L. BLANCHETTE	COUNTY JUDGE, Presiding
MARTIN NASH	COMMISSIONER, PCT. #1
RUSTY HUGHES	COMMISSIONER, PCT. #2
MIKE MARSHALL	COMMISSIONER, PCT. #3
JACK WALSTON	COMMISSIONER, PCT. #4
DONECE GREGORY	COUNTY CLERK, EX OFFICIO

The following were absent: none thereby constituting a quorum. In addition to the  
above were:

JOYCE MOORE	COUNTY AUDITOR
SHARON FULLER	COUNTY TREASURER
JOE SMITH	CRIMINAL DISTRICT ATTORNEY
STEVE BELL	EMERGENCY MANAGEMENT
PHIL RYAN	EMERGENCY MANAGEMENT
DAVID HENNIGAN	SHERIFF

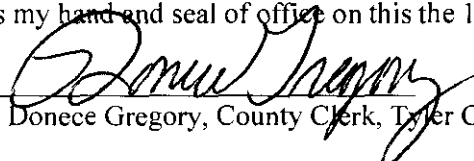
A motion was made by **Commissioner Marshall** and seconded by **Commissioner Hughes** to continue the burn ban for 30 days. All voted yes and none no. SEE ATTACHED ORDER

**Commissioner Walston** motioned to adjourn this meeting. The motion was seconded by **Commissioner Marshall**. All voted yes and none no.

THERE BEING NO FURTHER BUSINESS, THE MEETING ADJOURNED: 11:08 a.m.

I, Donece Gregory, County Clerk and ex officio member of the Tyler County Commissioners Court, do hereby certify to the fact that the above is a true and correct record of the Tyler County Commissioners Court session held on May 10, 2010.

Witness my hand and seal of office on this the 12th day of May, 2010.

Attest:   
Donece Gregory, County Clerk, Tyler County, Texas



**Order**  
BY THE  
**Commissioners Court of Tyler County**

MARTIN NASH  
Commissioner, Pct. 1

RUSTY HUGHES  
Commissioner, Pct. 2

JACQUES L. BLANCHETTE  
County Judge

MIKE MARSHALL  
Commissioner, Pct. 3

JACK WALSTON  
Commissioner, Pct. 4

STATE OF TEXAS           §  
  §  
COUNTY OF TYLER       §

**ORDER PROHIBITING OUTDOOR BURNING**

**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 Tyler County that all outdoor burning in the unincorporated area of the county for 30 days from the date of adoption of the Order, unless 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 §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 Section 153.048, Natural Resources Code, and meet the standards of Section 153.047, Natural Resources Code.

**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.

**IT IS HEREBY ORDERED** by the Commissioners Court of Tyler County that the County Judge is given the option to suspend the ban at his discretion should conditions justify.

**ADOPTED** this 10<sup>th</sup> day of May, 2010 by a vote of 5 ayes and 0 nays effective the 10<sup>th</sup> day of May, 2010 at 12:00 AM.

  
JACQUES L. BLANCHETTE  
County Judge

Attested by:  
  
DONECE GREGORY  
County Clerk, Tyler County



Order
BY THE
County Judge of Tyler County

STATE OF TEXAS §
COUNTY OF TYLER §

ORDER PROHIBITING OUTDOOR BURNING

WHEREAS, the Texas Forest Service determined that conditions in Tyler County are, according to the U. S. Drought Monitor, "abnormally dry" creating a Fuel Dryness of "extremely dry;"

WHEREAS, the County Judge 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 County Judge of Tyler County that all outdoor burning in the unincorporated area of the county from noon May 7, 2010 until noon May 10, 2010, unless 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 §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 Section 153.048, Natural Resources Code, and meet the standards of Section 153.047, Natural Resources Code.

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.

IT IS HEREBY ORDERED this 7th day of May, 2010.

Jacques L. Blanchette
JACQUES L. BLANCHETTE
County Judge

Attested by:

Donece Gregory
DONECE GREGORY
County Clerk, Tyler County

NO. TIME 10:40 AM

MAY 07 2010
DONECE GREGORY, COUNTY CLERK
TYLER COUNTY, TEXAS
By Wanda [Signature]



# TYLER COUNTY COMMISSIONERS COURT

County Courthouse, Room 102 / Woodville, Texas

Monday  
May 10, 2010  
11:00 AM

MARTIN NASH  
Commissioner, Pct. 1

RUSTY HUGHES  
Commissioner, Pct. 2

JACQUES L. BLANCHETTE  
County Judge

MIKE MARSHALL  
Commissioner, Pct. 3

JACK WALSTON  
Commissioner, Pct. 4

**NOTICE** Is hereby given that a *Special Meeting* of the Tyler County Commissioners Court will be held on the date stated above, at which time the following subjects will be discussed;

## Agenda

*"the wisdom to know what's right and the courage to do it"*

- **CALL TO ORDER**
- Establish quorum

- I. **Order Prohibiting Outdoor Burning** pursuant to Local Government Code 352.081, and other applicable statutes – *J. Blanchette*

- **ADJOURN**

I do hereby certify that the above Notice of Meeting of the Tyler County Commissioners Court is a true and correct copy of said Notice and that I posted a true and correct copy of said Notice at the Tyler County Courthouse in a place readily accessible to the general public at all times and that said Notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting, as is required by Section 551.002 & 551.041.

Executed on May 7 2010 Time 10:40 Am

Donece Gregory, County Clerk/Ex Officio Member of Commissioners Court

By: Wanda Johnston (Deputy)