

**ORDER OF THE COMMISSIONERS COURT OF RAINS COUNTY, TEXAS
RATIFYING AND CONTINUING THE BURN BAN**

Order No. 08312026-1

WHEREAS, on August 31, 2026, the County Judge of Rains County declared a local state of disaster and restricted outdoor burning in the unincorporated area of the county by reason of drought conditions and extreme fire danger; and

WHEREAS, Section 352.081(c) of the Texas Local Government Code provides that the commissioners court of a county by order may prohibit or restrict outdoor burning in all or part of the unincorporated area of the county if drought conditions have been determined to exist as provided by Section 352.081(b), or if the commissioners court finds that circumstances present in all or part of the unincorporated area create a public safety hazard that would be exacerbated by outdoor burning; and

WHEREAS, Section 352.081(d) provides that an order adopted under that section must specify the period during which outdoor burning is prohibited or restricted, and that the period may not extend beyond the 90th day after the date the order is adopted; and

WHEREAS, the Commissioners Court has received and considered information regarding current conditions in Rains County from the Fire Marshal, the Emergency Management Coordinator, area fire chiefs, and the Texas A&M Forest Service;

NOW, THEREFORE, BE IT ORDERED BY THE COMMISSIONERS COURT OF RAINS COUNTY, TEXAS:

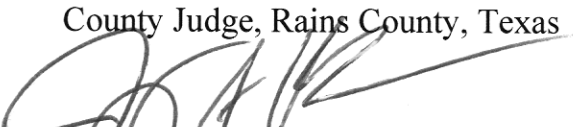
1. **Findings.** The Commissioners Court finds that drought conditions exist in Rains County and that circumstances present in the unincorporated area of the county create a public safety hazard that would be exacerbated by outdoor burning.
2. **Consent to continuation.** Pursuant to Section 418.108(b) of the Texas Government Code, the Commissioners Court consents to the continuation of the local state of disaster declared by the County Judge on August 31, 2026.
3. **Burn ban continued.** Outdoor burning is prohibited in the unincorporated area of Rains County, subject to the same scope, exceptions, penalties, enforcement provisions, and remedies set out in Articles 2 and 3 of the County Judge's Declaration and Order, which are adopted and incorporated by reference as though fully set out herein.
4. **Duration.** This Order takes effect immediately upon adoption and remains in effect for 60 days, terminating at 3:00 p.m. on October 30th, 2026 unless sooner terminated. In no event shall this Order remain in effect beyond the 60th day after the date of adoption.

5. **Early termination.** Pursuant to Section 352.081(e) of the Texas Local Government Code, this Order terminates before its stated expiration upon a determination by the Texas A&M Forest Service that drought conditions no longer exist, or upon a determination by the Commissioners Court, or by the County Judge or Fire Marshal as designated below, that the circumstances identified in paragraph 1 no longer exist.
6. **Designation.** The County Judge and the Rains County Fire Marshal are each designated for purposes of Section 352.081(e)(2) of the Texas Local Government Code to determine that the circumstances requiring this Order no longer exist and to lift this Order accordingly.
7. **Filing and notice.** The County Clerk shall enter this Order in the minutes of the Commissioners Court, post it at the Courthouse and on the county website, and furnish copies as directed in Section 4.3 of the County Judge's Declaration and Order.

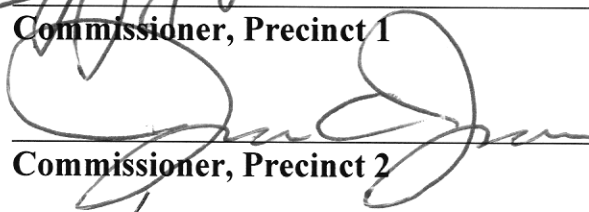
ADOPTED this 4th day of September 2026, by a vote of 4 ayes and 0 nays.

Brent D. Hilliard

County Judge, Rains County, Texas



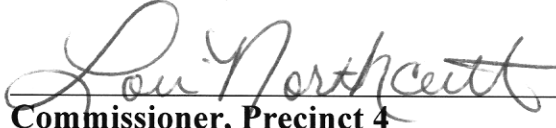
Commissioner, Precinct 1



Commissioner, Precinct 2

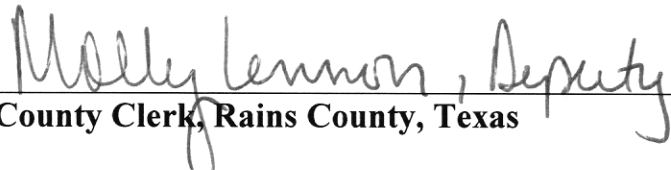


Commissioner, Precinct 3



Commissioner, Precinct 4

ATTEST:



County Clerk, Rains County, Texas