

FRIO COUNTY OUTDOOR BURN PROCEDURES DURING A BURN BAN

**ALL BURNING MUST BE DONE IN THE UNINCORPORATED AREAS OF FRIO COUNTY
(BURNS ARE NOT ALLOWED WITHIN THE CITY LIMITS OF ANY MUNICIPALITY)**

All burns must follow TCEQ Outdoor Burn Regulations for Texas and Frio County.

All burns other than these Exceptions (Firefighter Training, Fires for Cooking and Domestic Waste Burning) MUST be permitted through the Frio County Judge's Office during a BURN BAN.

Exceptions:

- **Firefighter Training**-must be conducted by a Fire Department.
- **Domestic Waste**-household trash or rubbish may be burned.
To qualify for this exception the waste must:
 - Come from a property that is
 - Designed for and used exclusively as a private residence, housing not more than 3 families
 - Be burned on the property where is produced. Examples:
 - Kitchen garbage, untreated lumber, cardboard boxes, packaging, clothing, grass, leaves and branch trimmings
 - Be burned in a barrel with a means of controlling sparks and embers from leaving the barrel (screen or grate), with a way of controlling and preventing the fire from spreading
 - Be monitored during burning by an adult with a means of extinguishing the fire.
- **Cooking Fires**-should be done using caution, with a means of controlling and keeping the fire from spreading. Be monitored during burning by an adult with a means of extinguishing the fire as required by the Outdoor Burning Regulations of Texas.

All other burns will be subject to the permitting process.

To receive a permit to burn:

Come to the Frio County Judge's office located in the Frio County Courthouse at 500 E. San Antonio St., Pearsall. Office hours are 8:00 am-noon, 1:00 pm-5:00 pm Monday-Friday, except holidays.

Permits will be issued with an effective date and will be valid for 72 hours. If burn is not completed within this timeframe a new permit will be required.

The area Fire Chief (or their designee) and/or the Frio County EMC will conduct an inspection of the burn site and make a recommendation to the County Judge for approval or denial of a Burn Permit.

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Exception for Prescribed Burn

Outdoor burning shall be authorized for:

(1) Prescribed burning for forest, range and wildland/wildlife management, and wildfire hazard mitigation purposes, with the exception of coastal salt-marsh management burning. Such burning shall be subject to the requirements of §111.219 of this title (relating to General Requirements for Allowable Outdoor Burning), and structures containing sensitive receptors must not be negatively affected by the burn. When possible, notification of intent to burn should be made to the appropriate commission regional office prior to the proposed burn. Commission notification or approval is not required.

General Requirements for Allowable Outdoor Burning

(1) Prior to prescribed or controlled burning for forest management purposes, the Texas Forest Service shall be notified. (see attached contact list)

(2) Burning must be outside the corporate limits of a city or town except where the incorporated city or town has enacted ordinances which permit burning consistent with the Texas Clean Air Act, Subchapter E, Authority of Local Governments.

(3) Burning shall be commenced and conducted only when wind direction and other meteorological conditions are such that smoke and other pollutants will not cause adverse effects to any public road, landing strip, navigable water, or off-site structure containing sensitive receptor(s).

(4) If at any time the burning causes or may tend to cause smoke to blow onto or across a road or highway, it is the responsibility of the person initiating the burn to post flag-persons on affected roads.

(5) Burning must be conducted downwind of or at least 300 feet (90 meters) from any structure containing sensitive receptors located on adjacent properties unless prior written approval is obtained from the adjacent occupant with possessory control.

(6) Burning shall be conducted in compliance with the following meteorological and timing considerations:

(A) The initiation of burning shall commence no earlier than one hour after sunrise. Burning shall be completed on the same day not later than one hour before sunset—Official sunrise/sunset as set forth in the United States Naval Observatory tables available from National Weather Service offices.

All burning shall be attended by a responsible party at all times during the active burn phase when the fire is progressing. Arrangements can be made to have a fire department on stand-by. In cases where residual fires and/or smoldering objects continue to emit smoke after this time, such areas shall be extinguished if the smoke from these areas has the potential to create a nuisance or traffic hazard condition. ***In no*** case shall the extent of the burn area be allowed to increase after this time.

(B) Burning shall not be commenced when surface wind speed is predicted to be less than 6 miles per hour (mph) (5 knots) or greater than 12 mph (10.4 knots) or with a relative humidity less than 20% during the burn period.

(C) Burning shall not be conducted during periods of actual or predicted persistent low level atmospheric temperature inversions.

(7) Electrical insulation, treated lumber, plastics, non-wood construction/demolition materials, heavy oils, asphaltic materials, potentially explosive materials, chemical wastes, and items containing natural or synthetic rubber must not be burned.

Responsibility for Consequences of Outdoor Burning

The authority to conduct outdoor burning under this regulation does not exempt or excuse any person responsible from the consequences, damages, or injuries resulting from the burning and does not exempt or excuse anyone from complying with all other applicable laws or ordinances, regulations, and orders of governmental entities having jurisdiction, even though the burning is otherwise conducted in compliance with this regulation.

Frio County Requirements

Prescribed Burn - Burn Plan:

A written burn plan should at minimum include the following:

- Purpose of the burn
- Prescribed burn manager information
- Burn site information (location, directions, etc.)
- Personnel requirements for conducting the burn
- A description of areas to be burned (fuel types, topography and previous treatments, number of acres to be burned, etc.)
- Preburn factors (fireguards, pumpers, crew size, tools and equipment, weather monitors, smoke sensitive areas, special precautions, etc.)
- Safety and contingency plans addressing smoke intrusions
- A detailed notification list that includes notification requirements for: the Texas Commission of Environmental Quality, local law enforcement, local emergency coordinator, neighbors, local volunteer fire department, and/or other appropriate entities
- A "Burn/Do Not Burn Checklist"
- Demonstration of fire suppression ability, proving the ability to have proper fire suppression equipment and manpower to manage the burn

Other Burns:

A written burn plan may be required for other burns. A method of controlling/containing the burn may be required.

Contact List Prior to Burning

Frio County Sheriff's office- 830-334-3311, option 2

County Judge – 830-334-2154

Frio County EMC – 830-317-3648- frioemc@friocounty.org.

Local Fire Departments:

- Bigfoot VFD – Mark Leach - 210-213-0554- bigfootfirechief@gmail.com
- Dilley VFD – A.J. Gonzalez - 830-965-7056- dilleyfire@hotmail.com
- Moore VFD – J.D. Earls - 830-444-6238- moorevfd@aol.com
- Pearsall VFD – Placido Aguilar - 830-334-1994- pvfd@cityofpearsall.org

Texas Forest Service - <https://tfsweb.tamu.edu/NotifyTFSPriorToBurning/>

Prescribed Burn notification form:

[https://tfsweb.tamu.edu/uploadedFiles/TFS Main/Manage Forests and Land/Prescribed Fires/Rx%20Burn%20Notification%20Form%20fillable.pdf](https://tfsweb.tamu.edu/uploadedFiles/TFS%20Main/Manage%20Forests%20and%20Land/Prescribed%20Fires/Rx%20Burn%20Notification%20Form%20fillable.pdf)

Texas Commission of Environmental Quality (TCEQ) (if required) – 800-832-8224

FRIO COUNTY OUTDOOR BURN PROCEDURES DURING A BURN BAN

Summary:

Burning requires a permit

Apply for permit at the County Judge's office, permit will be issued for a specific timeframe, notify appropriate jurisdictions (see contact list)

Burn only in the unincorporated areas of the county

Burn only when wind is between 6-12 mph, humidity >20%

No burning during temperature inversion or air stagnation

Begin burning no earlier than 1 hour after sunrise. Burning shall be completed on the same day not later than 1 hour before sunset.

All burning shall be attended by a responsible party at all times during the active burn phase when the fire is progressing.

Post someone to flag traffic if at any time the burning causes or may tend to cause smoke to blow onto or across a road or highway

Begin or continue burning only when wind direction and other weather conditions are such that smoke and other pollutants will not present a hazard to any public road, landing strip, or navigable water (e.g. lake, river, stream or bay) or have an adverse effect on any off-site structure containing "sensitive receptors."

Keep fires downwind of, or at least 300 feet (90 meters) away, from any neighboring structure that contains sensitive receptors. This requirement may be waived only with the prior written approval of whoever owns or rents the adjacent property and either resides or conducts business there.

Electrical insulation, treated lumber, plastics, non-wood construction/demolition materials, heavy oils, asphaltic materials, potentially explosive materials, chemical wastes, and items containing natural or synthetic rubber **must not be burned.** Doing so will result in extinguishment of the fire and a citation issued by law enforcement.

You or your authorized representative are responsible for the consequences, damages or injuries resulting from the burning and you are not exempt or excused from complying with all

other applicable laws or ordinances, regulations and orders of governmental entities having jurisdiction.

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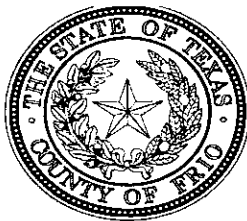
Acknowledgement

I, _____, acknowledge having received a copy of the Frio County Burn Ban Procedures and have read or I promise to read the procedures.

I or my authorized representative(s) will abide by the procedure and all applicable laws, ordinances, regulations, and orders of governmental entities having jurisdiction.

Signed: _____

Date: _____



Frio County Judge's Office
500 E . San Antonio St.
Pearsall, Texas 78061

Phone: 830 334-2154
Fax: 830-334-0010
Emergency # 911

Application for Open Burning Permit

Name: _____

Mailing Address: _____ City/St/Zip _____

Phone: _____ Alt. Phone: _____ Cell: _____

Submitting Company/ Responsible Party _____

Hm Phone: _____ Cell Phone _____

Address or Tract of Land this permit will be issued to (provide address or legal description GPS Coordinates):

What: What you are burning. (Grass, field or brush piles) _____ Is this a Prescribed Burn? Yes No (if yes please attach a copy of the Burn Plan)

How: How are you going to control the fire and keep it from spreading? _____

This permit will be valid from _____ to _____

This permit **CAN NOT** be transferred or conveyed to any other individual or property location...

The issued permit is subject to revocation by the code official due to **non-compliance** of the codes regulated by the permit holder. Permit holder is required to contact the proper jurisdictions on the contact list on the date and time before the burning will commence. All fires of the above permitted action must be attended for the duration of the fire or burn. **A copy of this approved permit must be on-site during the burn.** The authority to conduct outdoor burning under this regulation does not exempt or excuse any person responsible from the consequences, damages, or injuries resulting from the burning and does not exempt or excuse anyone from complying with all other applicable laws or ordinances, regulations, and orders of governmental entities having jurisdiction, even though the burning is otherwise conducted in compliance with this regulation.

Please note: items as tires, construction debris (hazardous material), furniture, carpet, electrical wire, roof shingles and appliances are not considered to be domestic waste and CANNOT be burned.

Applicant agrees to above and has received a copy of the rules and regulations for open burning. _____ Initial

Applicant verifies that he/she has signed this application in the capacity designated, if any, and further attests that he/she has read this document and understands its meaning.

Applicant Signature

Date

To be completed by County Office

Permit Number: _____

Time: _____ Received by: _____

The following conditions and attached Outdoor Burn Procedures must be met on the day of the burn

1. All TECQ requirements must be met.
2. The weather in the day of the burn as well as the forecasted weather for the next day must meet the following requirements:
 - A. The minimum relative humidity (Rh) must be 20% or above. The (Rh)forecasted for the day after the burn must be 20% or above.
 - B. The maximum wind speed allowed will be 12 miles per hour and forecasted wind speed on the day and any day after the burn cannot exceed 12 mph. The minimum wind speed on the day of the burn must be 6 miles per hour.
 - C. Burning shall not be conducted during periods of actual or predicted persistent low level atmospheric temperature inversions.
3. Being burning no earlier than one (1) hour after sunrise, end it the same day one (1) hour before sunset. Burning during temperature inversion or air stagnation advisors is prohibited. Burning is prohibited on any designated **Red Flag Day**.

NOTE: Weather can be obtained from National Weather Services at (830) 609-2029 or in the internet at <https://www.weather.gov/ewx/> or <https://ticc.tamu.edu/PredictiveServices/> for weather and pertinent information.
4. **All burning shall be attended by a responsible party at all times during the active burn phase when the fire is progressing.**
5. A method of controlling/containing the burn is required.
6. No lighting or feeding of piles after 1:00p.m. The exception will be lighting of prescribe burns of rangeland, agricultural fields or woodland that are accompanied by written and approved prescribed burn plan.
7. A written prescribe burn plan must be approved by either the NRCS or a Certified Prescribed Burn Manager.

Reviewed and Recommended:

NRCS

or

County Judge

Date

Date

Statement of Landowner I hereby state that I realize that I could be liable for damage resulting from this prescribed burn and the cost of fire suppression should the fire escape from the designated area.

Landowner

Date

COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	ABEL SANCHEZ	PO BOX 1571	JASPER	TX	75951	409-384-7834	07/02/2013	07/31/2015				Yes
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	ARNOLDO VALENCIA	PO BOX 3	SILSBEE	TX	77656	409-373-4049	05/02/2013	05/31/2015				Yes
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	BOB WATSON	200 N CEDAR	BORGER	TX	79007	806-231-9563	07/31/2013	07/31/2015	Yes			
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	BRENTON KARTYE	4615 PEAVY SWITCH RD	LUFKIN	TX	75904	936-366-2788	01/31/2013	01/31/2015				Yes
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	BRIAN TREADWELL	5476 FM 2335	CHRISTOVAL	TX	76935	800-203-2950	10/01/2013	10/31/2015	Yes	Yes		
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	CHARLES TATTON	PO BOX 1017	REFUGIO	TX	78377	361-646-9111	02/25/2014	02/29/2016				Yes
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	CHRISTOPHER COLBEY	PO BOX 630547	NACOGDOCHES	TX	75963	936-554-8533	02/28/2013	02/28/2015				Yes
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	CLAYTON JONES	PO BOX 631133	NACOGDOCHES	TX	75963	936-564-7889	02/14/2013	02/28/2015				Yes
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	COBBIE CALLAWAY	11831 BEAVERBROOK STREET	LUMBERTON	TX	77657	903-261-1814	02/28/2013	02/28/2015				Yes
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	CURTIS HODGES JR.	1372 OLD OSAGE RD	GATESVILLE	TX	76528	254-258-1418	02/28/2013	02/28/2015	Yes	Yes		
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	DAVID CONNELL	PO BOX 1792	MASON	TX	76856	512-393-1718	09/17/2012	09/30/2014	Yes			
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	GARNETT VALENTINE	PO BOX 153501	LUFKIN	TX	75915	936-676-0437	10/28/2013	10/31/2015				Yes
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	GERROD DOBECKA	PO BOX 151537	LUFKIN	TX	75915	936-875-5400	12/06/2012	12/31/2014				Yes
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	JASON RAINES	604 S FREDONIA	NACOGDOCHES	TX	75961	936-635-1494	12/05/2012	12/31/2014				Yes
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	JOHN CRAWFORD	PO BOX 630165	NACOGDOCHES	TX	75963	936-564-6235	10/31/2013	10/31/2015	Yes	Yes	Yes	
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	JOSE VILLARREAL	160 PLUMRIDGE	LUFKIN	TX	75904	936-875-2541	10/31/2013	10/31/2015				Yes
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	JUSTIN PENICK	PO BOX 151537	LUFKIN	TX	75915	936-875-5400	03/31/2013	03/31/2015			Yes	Yes
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	KEITH BLAIR	205 BISONTE ROJO RD	MEDINA	TX	78055	830-589-2999	10/31/2013	10/31/2015	Yes	Yes	Yes	Yes
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	KEVIN MUNDORFF	PO BOX 6482	HUNTSVILLE	TX	77342	877-291-0946	12/12/2012	12/31/2014				Yes
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	MARK TAYS	1225 11TH ST	HUNTSVILLE	TX	77340	936-295-2100	10/03/2012	10/31/2014				Yes
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	MICHAEL SESSIONS	211 AUTUMN LAKE DR	LUFKIN	TX	75904	936-875-2905	02/28/2013	02/28/2015				Yes
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	MICHAEL VAUGHN	PO BOX 317	CHRISTOVAL	TX	76935	325-853-2358	02/28/2014	02/29/2016	Yes	Yes		
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	SCOTTY WARD	PO BOX 1327	JASPER	TX	75951	409-384-5209	07/15/2012	07/31/2014				Yes
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	STEVE WILLSON	7597 FM 352	CORRIGAN	TX	75939	936-398-2687	05/15/2013	05/31/2015				Yes
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	WAYNE PFLUGER	1225 11TH ST	HUNTSVILLE	TX	77340	936-295-2100	08/23/2012	08/31/2014			Yes	Yes
COMMERCIAL CERTIFIED AND INSURED PRESCRIBED BURN MANAGER	WILLIAM WITT	PO BOX 8688	HUNTSVILLE	TX	77340	936-577-6113	01/20/2014	01/31/2016				Yes