

Resolution 2024-08

WHEREAS the City of Todd Mission is a Type A General Law City of the State of Texas;

WHEREAS the City of Todd Mission may enact ordinances necessary to protect health, life, and property and to preserve the good government, order, and security of the municipality and its inhabitants;

WHEREAS the City of Todd Mission may enforce each rule, ordinance, or police regulation of the municipality;

WHEREAS the Texas Commission on Environmental Quality has prescribed the Outdoor Burning Rule for the State of Texas, found in Subchapter B of Chapter 111 of Title 30 of the Texas Administrative Code, prohibiting outdoor burning except as provided by the Outdoor Burning Rule;

WHEREAS the Outdoor Burning Rule for the State of Texas allows an incorporated city or town to enact ordinances that permit burning consistent with the Outdoor Burning Rule and the Texas Clean Air Act, Subchapter E, Authority of Local Governments;

WHEREAS limited authorization for outdoor burning governs fire safety and protects and promotes public health and sanitation;

WHEREAS the City Council of the City of Todd Mission enacted an ordinance authorizing limited outdoor burning within the corporate limits of the City of Todd Mission consistent with the Outdoor Burning Rule and the Texas Clean Air Act;

WHEREAS following a determination by the Texas Forest Service that drought conditions exist in any portion of Grimes, Montgomery, or Waller County, the City Council by Resolution may prohibit or restrict outdoor burning in general or outdoor burning of a particular substance in all or part of the City if drought conditions have been determined to exist.

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TODD MISSION, TEXAS:

Section 1. The Texas Forest Service has determined that drought conditions exist in ((Grimes) (Montgomery) or (Waller)) County. Therefore, the **City Council** of the City of Todd Mission hereby **prohibits outdoor burning within the corporate limits of the City of Todd Mission** except for the following exemptions:

1. **Fires enclosed in a container and attended at all times** for safety purposes.
2. **Non-commercial cooking fires**, such as those used for residential grilling or barbecuing.
3. **Authorized ceremonial fires** conducted under the supervision and approval of city authorities.

These exemptions are consistent with the Outdoor Burning Rule and the Texas Clean Air Act.

Section 2. That it is hereby officially found and determined that the meeting at which this resolution is passed is open to the public as required by law, and that public notice of the time, place, and purpose of said meeting was given as required.

PASSED AND APPROVED this __10th__ day of _October_, A.D. 2024.

APPROVED:

George Coulam
Mayor

ATTEST:

Julie Lundsford
City Secretary