



STATE OF TEXAS           §  
  §  
COUNTY OF MEDINA       §

**ORDER 2026-02-23-09  
PROHIBITING OR RESTRICTING OUTDOOR BURNING**

**WHEREAS**, the Commissioners Court finds that circumstances present in all or part of the unincorporated area of the county create public safety hazard that would be exacerbated by outdoor burning.

**IT IS HEREBY ORDERED** by the Commissioners Court of Medina County that all outdoor burning is prohibited in the unincorporated area of the County for 90 days from the date of adoption of this Order, unless the restrictions are terminated earlier based on a determination made by the County Judge or County Fire Marshall based on a determination that the circumstances that required the Order no longer exists. 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) and the harvesting of agricultural crops; (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; or (5) ceremonial fires, provided that advance notice is given of time and location to Medina County Sheriff and to the appropriate fire officials.

**IT IS FURTHER HEREBY ORDERED** that the burning of brush on property cleared by a Land Clearing Contractor or employees thereof or by the landowner and *who remain present during any such burning with appropriate fire containment equipment* shall constitute an exception to the Burn Ban provided that a *notice of exception* is obtained from the County Fire Marshal and *notice of any such burning is provided in advance to the Medina County Sheriff as to the time and location of any such burning.*

In accordance with Local Government Code §3525.081(h), a violation of this Order is a Class C misdemeanor, punishable by a fine not to exceed \$500.00 per each violation.

ADOPTED by the Commissioners Court of Medina County this 23<sup>rd</sup> day of February 2026 to become effective February 23, 2026, at 11:59 PM.

Keith Lutz, County Judge

Larry Sittre  
Commissioner Precinct 2

Jessica Castiglione  
Commissioner Precinct 1

David Lynch  
Commissioner Precinct 3



Danny Lawler  
Commissioner Precinct 4

ATTEST:

Gina Champion, County Clerk

# **NOTICE!**

## **ALL CONTRACTORS, BUILDERS, BUSINESSES AND INDIVIDUALS.**

You need to be aware of the illegal dumping and illegal burning laws being enforced by the State of Texas. The laws under which you can be prosecuted for dumping include **The Health & Safety Code Chapter 341, Minimum Standards of Health Protection Measures, Chapter 343, Abatement of Public Nuisances and Chapter 365, Texas Litter Abatement Act.** Fines for a first offense range from \$20.00 to \$200.00 up to \$200.00 to \$1,000.00 fine and up to 180 days in jail. The fines and jail time can be a per day offense. In other words if you are requested to abate illegal dumping and do not for 10 days you can be fined 10 times the original fine. You cannot dump on your own land or allow anyone else to dump on your land for commercial purposes unless you have a permitted municipal solid waste landfill. **You cannot dig a ditch and fill it with construction material!**

The illegal burning laws are contained within the **Texas Water Code § 7.177 and 30 Texas Administrative Code 111 (B) Outdoor Burning.** These fines can range from \$1,000.00 to \$50,000.00 and up to 6 months in jail for an individual. Contractors, Builders, Businesses, etc. can not burn construction waste/debris **period.** The material must be hauled to a licensed municipal solid waste landfill. As you can see the penalties can be very expensive and you could incur jail time. So you need to be aware of and follow these laws.

Medina County does and will continue to enforce these laws. If you have any questions please contact Medina County @ 830-741-6195.  
Thank you for your cooperation.

Pat E. Brawner OS8878