

THE STATE OF TEXAS    )  
                                          )  
COUNTY OF JIM WELLS    )

**ORDER PROHIBITING CERTAIN FIREWORKS  
IN UNINCORPORATED AREAS OF JIM WELLS COUNTY, TEXAS**

WHEREAS, the Texas Forest Service has determined that drought conditions exist in Jim Wells County; and


WHEREAS, on the 5<sup>th</sup> day of June, 2009, the Commissioners' Court of Jim Wells County has determined that the normal danger of fire in the unincorporated areas of Jim Wells County is greatly enhanced by the extremely dry conditions now existing;

NOW THEREFORE, the Commissioners' Court of Jim Wells County adopts this Order prohibiting the sale or use of restricted fireworks in the unincorporated areas of Jim Wells County.

- A. No person may sell, detonate, ignite, or in any way use fireworks classified under 49 C.F.R. part. 173.100(r)(2) (10-1-86 edition) as "skyrockets with sticks" and "missiles with fins" in any portion of the unincorporated area of Jim Wells County.
- B. This Order does not prohibit:
  - 1. common fireworks, small in size classified as Class C explosives;
  - 2. large fireworks devices designed primarily to produce visible or audible effects by combustion, deflagration, or detonation and classified as Class B explosive by the U. S. Dept. of Trans. [TEX.OCC.CODE, Chapter 2154].
- C. A person commits an offense if the person knowingly or intentionally violates a prohibition established by this Order. An offense under this order is a Class C Misdemeanor.

APPROVED THIS THE 5<sup>th</sup> DAY OF JUNE, 2009, BY THE JIM WELLS COUNTY COMMISSIONERS' COURT.

  
L. Arnoldo Saenz, COUNTY JUDGE

Attest:  
  
Ruben Sandoval, COUNTY CLERK