

STATE OF TEXAS

COUNTY OF UPTON

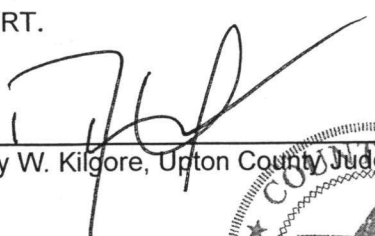
ORDER PROHIBITING FIREWORKS IN
UNINCORPORATED AREAS OF UPTON COUNTY, TEXAS

WHEREAS, on the 23rd of June 2023, the Texas Forest Service and Commissioners' Court of Upton County has determined that the normal danger of fire in the unincorporated areas of Upton County is greatly enhanced by the extremely dry conditions now existing;

NOW THEREFORE, the Commissioners' Court of Upton County adopts this Order (prohibiting OR restricting) the sale or use of restricted fireworks in the unincorporated areas of Upton 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 areas of Upton, 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. Fireworks allowed June 24 – Midnight, July 4th at designated areas, from 5:00 p.m. until midnight.
- D. Designated areas include Nealy Park (not in ball field) in McCamey. Fireworks allowed June 24 – Midnight, July 4th
- E. Upton County is authorized to put on firework display at the 4H Event Center in McCamey, TX

APPROVED THIS THE 23RD DAY OF JUNE, 2023, BY THE UPTON COUNTY COMMISSIONERS' COURT.



Dusty W. Kilgore, Upton County Judge

