



DAN A. GATTIS
COUNTY JUDGE

LISA BIRKMAN
COMMISSIONER, PRECINCT 1

CYNTHIA LONG
COMMISSIONER, PRECINCT 2

VALERIE COVEY
COMMISSIONER, PRECINCT 3

RON MORRISON
COMMISSIONER, PRECINCT 4

WILLIAMSON COUNTY, TEXAS

WILLIAMSON COUNTY COURTHOUSE
710 MAIN STREET, SUITE 101
GEORGETOWN, TEXAS 78626
(512) 943-1550

ORDER EXTENDING A DECLARATION OF A LOCAL STATE OF DISASTER FOR WILLIAMSON COUNTY, TEXAS AND RESTRICTING THE SALE OR USE OF FIREWORKS

WHEREAS, the County of Williamson, Texas, due to drought, dry vegetation, wind, and/or other weather related conditions, is experiencing the occurrence and imminent threat of widespread and severe damage, injury, and/or loss of life and property resulting from:

Wildfires, and in particular, wildfires caused by fireworks and the burning of combustibles outside of an enclosure that serves to fully contain all flames and sparks;
and

WHEREAS, Section 418.004(1) of the *Texas Government Code* defines disaster to be the "occurrence or imminent threat of widespread or severe damage, injury, or loss of life or property resulting from any natural or man-made cause, including fire, flood, earthquake, wind, storm, wave action, oil spill or other water contamination, volcanic activity, epidemic, air contamination, blight, drought, infestation, explosion, riot, hostile military or paramilitary action, other public calamity requiring emergency action, or energy emergency;" and

WHEREAS, after hearing evidence received through both testimony on June 7th, 2011 during a duly called session of the Williamson County Commissioners Court and by statements provided by Williamson County Emergency Management personnel, the Williamson County Fire Chief's Association, and several area Fire Chiefs for fire departments serving this County, the County Judge of Williamson County determined that extraordinary measures must be taken to alleviate the suffering of people and to protect or rehabilitate property; and

WHEREAS, after the County Judge of Williamson County made the above said determination, he issued an "Order Declaring a Local State of Disaster for Williamson County, Texas and Restricting the Sale or Use of Fireworks" on June 14, 2011 pursuant to the authority granted in the Texas Disaster Act of Chapter 418 of the *Texas Government Code* and Section 352.051 of the *Texas Local Government Code*, which said Order is attached hereto and incorporated herein as **Attachment "1"** (hereinafter referred to as the "**Declaration and Order**"); and

WHEREAS, on June 15, 2011, Texas Governor, Rick Perry, granted the Williamson County Judge's request for an extension of the restrictions that exceed the restrictions authorized to

counties in Section 352.051 of the *Texas Local Government Code*, which are contained in the Declaration and Order, thereby extending the restriction on the sale and use of fireworks in Williamson County through **7:00 a.m. on July 5, 2011**. A copy of Governor Rick Perry's letter granting such extension is attached hereto and incorporated herein as **Attachment "2"**; and

WHEREAS, the drought conditions documented in Exhibit "C" of the Declaration and Order remain as great or worse as of the date hereof; and

WHEREAS, the current Keetch-Byram Drought Index (KBDI) mean reading for Williamson County, Texas places Williamson County in the category of **EXCEPTIONAL DROUGHT CONDITIONS** and there has been no significant amount of precipitation in the unincorporated area of Williamson County in the past twenty-four (24) hours and current weather predictions do not predict any significant amount of precipitation for the next five (5) days; and

WHEREAS, Section 418.108(b) of the *Texas Government Code* sets for that the Declaration and Order issued by the County Judge of Williamson County shall continue for a period of seven (7) from the date issued unless such Declaration and Order be extended by the consent of the Williamson County Commissioners Court;

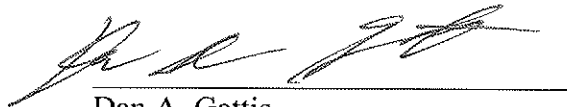
WHEREAS, due to the disaster conditions as cited herein, the Williamson County Commissioners Court **must protect the health, safety and welfare** of the County's citizens; and

NOW THEREFORE, pursuant to the authority granted in the Section 418.108(b) of the *Texas Government Code*, **BE IT DECLARED and ORDERED**, by the Williamson County Commissioners Court, that:

1. The Declaration and Order issued by the County Judge of Williamson County on June 14, 2011, which is attached hereto as **Attachment "1"**, is hereby extended, in its entirety, through **7:00 a.m. on July 5, 2011**;
2. The Williamson County Commissioners Court hereby acknowledges Texas Governor Rick Perry's granting of the request for an extension of the restriction on the sale and use of fireworks in Williamson County through **7:00 a.m. on July 5, 2011**, which said grant of extension is more fully set forth in **Attachment "2"** herein below;
3. This Order Extending the Declaration of a Local State of Disaster for Williamson County, Texas and Restricting the Sale or Use of Fireworks shall control as to any conflicting order or orders relating to outdoor burning issued by the Williamson County Commissioners Court until this order expires pursuant to its terms;
4. Following the expiration of this order at **7:00 a.m. on July 5, 2011**, any other Order Prohibiting Outdoor Burning then in effect shall continue in effect until the time period set forth therein;

5. Pursuant to Section 418.108(c) of the *Texas Government Code*, this Declaration and Order shall be given prompt and general publicity and shall be filed promptly with the County Clerk of Williamson County;
6. In accordance with Sections 418.108(i) & 418.173 of the *Texas Government Code*, a person who knowingly or intentionally violates this Order commits a Class B misdemeanor, punishable by a fine that does not exceed \$1,000.00 and confinement in jail for a term not to exceed 180 days;
7. In accordance with Section 418.108(i) of the *Texas Government Code* and Section 352.051 of the *Texas Local Government Code*, an affected party is entitled to injunctive relief to prevent the violation or threatened violation of a requirement or prohibition established by this Order; and
8. In the event the drought conditions diminish between now and the end of the effective date and time of this Order Extending the Declaration of a Local State of Disaster for Williamson County, Texas and Restricting the Sale or Use of Fireworks, the Williamson County Commissioners Court shall reevaluate said order at that time.

This Order is adopted by the Williamson County Commissioners Court on this 21st day of June, 2011, effective immediately and continuing through 7:00 a.m. on July 5, 2011.



Dan A. Gattis
Williamson County Judge
710 Main St., Suite 101
Georgetown, Texas 78626

Attachment “1”



DAN A. GATTIS
COUNTY JUDGE

WILLIAMSON COUNTY, TEXAS

COUNTY JUDGE

LISA BIRKMAN
COMMISSIONER, PRECINCT 1

CYNTHIA LONG
COMMISSIONER, PRECINCT 2

VALERIE COVEY
COMMISSIONER, PRECINCT 3

RON MORRISON
COMMISSIONER, PRECINCT 4

WILLIAMSON COUNTY COURTHOUSE
710 MAIN STREET, SUITE 101
GEORGETOWN, TEXAS 78626
(512) 943-1550

ORDER DECLARING A LOCAL STATE OF DISASTER FOR WILLIAMSON COUNTY, TEXAS AND RESTRICTING THE SALE OR USE OF FIREWORKS

WHEREAS, the County of Williamson, Texas, due to drought, dry vegetation, wind, and/or other weather related conditions, is experiencing the occurrence and imminent threat of widespread and severe damage, injury, and/or loss of life and property resulting from:

Wildfires, and in particular, wildfires caused by fireworks and the burning of combustibles outside of an enclosure that serves to fully contain all flames and sparks; and

WHEREAS, Section 418.004(1) of the *Texas Government Code* defines disaster to be the "occurrence or imminent threat of widespread or severe damage, injury, or loss of life or property resulting from any natural or man-made cause, including fire, flood, earthquake, wind, storm, wave action, oil spill or other water contamination, volcanic activity, epidemic, air contamination, blight, drought, infestation, explosion, riot, hostile military or paramilitary action, other public calamity requiring emergency action, or energy emergency;" and

WHEREAS, the County Judge of Williamson County has determined that extraordinary measures must be taken to alleviate the suffering of people and to protect or rehabilitate property by evidence received through testimony on June 7th, 2011 during a duly called session of the Williamson County Commissioners Court and by statements provided by Williamson County Emergency Management personnel, the Williamson County Fire Chief's Association, and several area Fire Chiefs for fire departments serving this County, which are attached as Exhibit "A" hereto and incorporated herein by reference; and

WHEREAS, the Governor of the State of Texas, the Honorable Rick Perry, issued a Proclamation on June 11, 2011, certifying that Texas counties, including Williamson County and its surrounding counties of Bell, Travis, Milam, and Burnet, are threatened by extreme fire hazards due to dry frontal passages posing significant fire danger because of the large amount of cured grass across the state, said Proclamation being attached as Exhibit "B" hereto and incorporated herein by reference; and

WHEREAS, the Governor's Proclamation originally issued on December 21, 2010 issued in accordance with the authority vested by Section 418.014 of the *Texas Government Code* which was subsequently renewed by the Governor's Proclamation of May 13, 2011, April 15, 2011, March 18, 2011, February 17, 2011, January 19, 2011 and directs all necessary measures both public and private as authorized by Section 418.017 of the *Texas Government Code* be implemented to meet that threat; and

WHEREAS, the Governor's Proclamation of May 13, 2011 requires certain emergency measures be taken pursuant to Chapter 418 of the *Texas Government Code*, titled the "Texas Disaster Act of 1975," relating to Emergency Management; and

WHEREAS, Section 418.108 of the *Texas Government Code* authorizes the County Judge to include in his declaration of disaster prohibitions that exceed the restrictions authorized by Section 352.051 of the *Texas Local Government Code*; and

WHEREAS, the Texas Occupations Code Section 2154.202(g) authorizes retail fireworks permit holders to sell fireworks to the public **only** beginning June 24th and ending at midnight on July 4th; and

WHEREAS, Williamson County, Texas is in an extreme drought condition as documented by the Texas Forest Service **Exhibit "C"** attached hereto and incorporated herein, whose Keetch-Byram Drought Index (KBDI) records indicate (as of June 13, 2011), the current average KBDI reading for Williamson County is 696 and predicted to be higher within 14 days of today's date; and

WHEREAS, the current KBDI mean reading for Williamson County, Texas places Williamson County in the category of **EXCEPTIONAL DROUGHT CONDITIONS**; and

WHEREAS, there has been no significant amount of precipitation in the unincorporated area of Williamson County in the past twenty-four (24) hours and current weather predictions do not predict any significant amount of precipitation for the next five (5) days; and

WHEREAS, the Williamson County Commissioners Court issued an Order prohibiting outdoor burning ("Burn Ban") on May 24, 2011 and it remains in effect until June 26, 2011. Said Order is attached hereto as **Exhibits "D"**. The Williamson County Commissioners Court will consider extending such Burn Ban at its June 21, 2011 Commissioners Court session so that specific types of outdoor burning will be prohibited in Williamson County following the Fourth of July Holiday; and

WHEREAS, due to the disaster conditions as cited herein the County Judge of Williamson County **must protect the health, safety and welfare** of the County's citizens; and

NOW THEREFORE, BE IT DECLARED and ORDERED pursuant to the authority granted in the Texas Disaster Act of Chapter 418 Texas Government Code and Section 352.051 of the *Texas Local Government Code*, as follows:

1. That a local state of disaster is hereby declared for Williamson County pursuant to Section 418.108(a) of the *Texas Government Code*;
2. Pursuant to Section 418.108(b) of the *Texas Government Code*, this Declaration and Order shall continue for a period of seven (7) days from the date hereof unless extended by the consent of the Williamson County Commissioners Court;
3. Pursuant to Section 418.108(i) of the *Texas Government Code*, the prohibitions set forth herein that exceed the restrictions authorized by Section 352.051 of the *Texas Local Government Code*, namely restricting the sale or use of fireworks, shall continue for a period of not more than sixty (60) hours from the date and time of this Declaration and Order unless extended by the Governor for the State of Texas;
4. Pursuant to Section 418.108(d) of the *Texas Government Code*, this Declaration and Order activates the recovery and rehabilitation aspects of the Williamson County Emergency Management Plan and authorizes the furnishing of aid and assistance under this Declaration and Order. The preparedness and response aspects of the Williamson County Emergency Management Plan are hereby activated and shall take effect immediately upon this Declaration and Order;
5. Pursuant to Section 418.108(c) of the *Texas Government Code*, this Declaration and Order shall be given prompt and general publicity and shall be filed promptly with the County Clerk of Williamson County;
6. Except as otherwise stated herein, the sale and use of fireworks **SHALL BE PROHIBITED** in Williamson County, Texas;
7. This Declaration and Order **SHALL NOT PROHIBIT** Public Displays of fireworks if:
 - a. the Public Display of fireworks is conducted by a licensed pyrotechnics company or individual who is authorized and permitted to conduct a Public Display of fireworks in accordance with Chapter 2154 of the *Texas Occupations Code*;
 - b. the Public Display is approved and permitted by the local jurisdiction responsible for fire response and service to the location of the Public Display;
 - c. the Public Display is not conducted on a day that is designated as a red flag warning day by the National Weather Service.
8. Except as otherwise stated herein, the burning of any combustible material outside of an enclosure which serves to contain all flames and/or sparks or the engaging in activity

outdoors which could allow flames or sparks that could result in a fire **SHALL BE PROHIBITED** in Williamson County, Texas;

9. This Declaration and Order **SHALL NOT PROHIBIT** the following outdoor burning activities **provided they are conducted on a day that is not designated as a red flag warning day by the National Weather Service:**
- a. use of an outdoor cooking apparatus that is fully contained in a fire enclosure which is designed to prevent any spread of fire, coals, embers and/or sparks;
 - b. burning activities related to public health and safety that are authorized by the Texas Commission on Environmental Quality for:
 - (a) firefighter training;
 - (b) public utility, natural gas pipeline, or mining operations; or
 - (c) planting or harvesting of agriculture crops.
 - c. burning activities 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.
 - d. burning activities that involve the performance of outdoor combustible operations, including but not limited to, outdoor welding, cutting or grinding operations and outdoor hot works operations, by any person if the operations are performed in compliance with the following requirements creating a controlled environment and safeguards on each day when operations are performed:
 - i. Areas where welding, cutting or grinding operations or hot works operations are being performed are free of vegetation for at least twenty-five feet in all directions;
 - ii. Surfaces around welding or hot works area are wetted down;
 - iii. Each location where welding, cutting or grinding operations or hot works operations are being performed must have cellular telephone communications for emergency response;
 - iv. Before beginning any operations, the person performing the welding, cutting or grinding operations or hot works operations must notify the local fire department or Emergency Services District which serves the location where the welding, cutting or grinding operations or hot works operations are planned;
 - v. A dedicated fire watch person attends each welder, cutter, grinder, or worker performing hot works operations or any activity that causes a spark;
 - vi. At least one (1) water pressure fire extinguisher per fire watch person is located within 10 feet of the location where welding,

- cutting or grinding operations or hot works operations are being performed;
- vii. No welding, cutting or grinding operations or hot works operations is allowed on days designated as red flag warning days by the National Weather Service;
 - viii. If all welding, cutting and grinding operations or hot works operations are performed only in a total welding or hot works enclosure, or "welding box" or "hot works box", that is sufficiently high to control sparks, including a fire retardant cover over the top, the operations must comply with the above requirements (v.), (vi.), and (vii.) in this list and is encouraged to comply with requirements (i.)-(iv.) inclusive, if feasible and appropriate, and;
 - ix. If all welding, cutting and grinding operations or hot works operations are performed only in sub-surface, or "bell hole", welding and grinding operations or hot works operations within approved excavations, the operations must comply with the above requirements (v.), (vi.), and (vii.) in this list and is encouraged to comply with requirements (i.)-(iv.) inclusive, if feasible and appropriate.
10. In accordance with Sections 418.108(i) & 418.173 of the *Texas Government Code*, a person who knowingly or intentionally violates this order commits a Class B misdemeanor, punishable by a fine that does not exceed \$1,000.00 and confinement in jail for a term not to exceed 180 days;
11. In accordance with Section 418.108(i) of the *Texas Government Code* and Section 352.051 of the *Texas Local Government Code*, an affected party is entitled to injunctive relief to prevent the violation or threatened violation of a requirement or prohibition established by this Order;
12. In the event the drought conditions diminish between now and the end of the effective date of this Declaration and Order, the County Judge shall reevaluate this Declaration and Order at that time.

This Declaration and Order is adopted this 14th day of June, 2011 at 2:00 pm p.m., effective immediately.

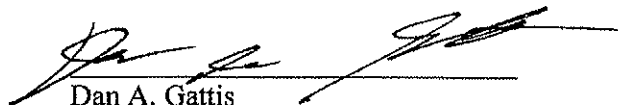

Dan A. Gattis
Williamson County Judge
710 Main St., Suite 101
Georgetown, Texas 78628

Exhibit "A"

Williamson County Fire Chiefs Association

John Kiracofe, President • Doug Hogan, Vice-President • Bobby Shelton, Secretary • Brad Landi, Treasurer

June 9, 2011

The Honorable Judge Dan Gattis
Williamson County Courthouse
Georgetown, Texas 78626

Dear Judge Gattis,

Re: Banning the sale and use of fireworks.

In as much as Governor Rick Perry has declared a state of disaster due to the exceptional drought and adverse weather conditions in the State of Texas, the fire chiefs of the Williamson County fire departments at their June 8th meeting took a vote on banning the sale and use of fireworks. Of the eleven fire chiefs present, eight voted to ban the sale to and the use of fireworks by the general public but to allow public displays by a licensed pyrotechnics company authorized by the State of Texas to discharge fireworks. The authorized pyrotechnics company should not discharge or allow to be discharged any fireworks without proof of liability insurance, a valid permit for the location, as well as a permit issued by the local jurisdiction responsible for fire response in the area prior to the discharge. Three chiefs voted for a total ban on all fireworks. Two chiefs who were not able to attend the meeting did vote by email to ban the sale of fireworks but allow professional displays. Signed documents by the chiefs as well as email votes are attached to this letter.

The Williamson County Fire Chiefs Association respectfully requests a ban on the sale and use of all fireworks except for a licensed pyrotechnic company at a permitted public display. This extraordinary measure must be taken not only to protect property but also for the safety of the firefighters.

Sincerely,



John T. Kiracofe
President
Williamson County Fire Chiefs Association

9218 Anderson Mill Road, Austin, TX. 78729
512-258-1038 (Bus.) 512-258-1837 (Fax)

Proudly Serving the Citizens of Williamson County

Allow First Display

Williamson County Fire Chiefs Association Meeting Attendance

Date 6-8-71

Name

Department

Rank

CHRIS CONNALLY

CEDAR PARK

YES

Robert Shelton

Flarince

YES

John T. Throck

JOLLYVILLE

YES

Don Cooper

Round Rock

yes

Robert Z

San Bass FD

Asst Chief

Gifford

Javrell

Chief

Bill F

Georgetown

Chief

Bruce Watson

PSD #4 / Liberty Hill

*Ban all Fire works
including Public Displays*
Williamson County Fire Chiefs Association
Meeting Attendance

Date 6-8-11
Fire works Bon

Name

Department

Rank

Pat Excess	Tarcon	Comick	(NO)
Chie Connely	Cedar Park	Chief	
Bill Gardner	Leander	Chief	
Lou Harper	Waco	Chief	



John Kiracofe [redacted] >

Straw Poll for Fireworks Ban?

27 messages

John Sneed [redacted]
To: "John Kiracofe (jkiracofe [redacted])" <jkiracofe [redacted]>

Fri, Jun 3, 2011 at 8:21 AM

Dear John:

Would you please forward this e-mail to the Fire Chief's Association?

Dear Chiefs:

I am taking a straw poll for the possible banning of Fireworks for this 4th of July season.

Please feel free to e-mail me your thoughts at [redacted].

Sincerely,

John Sneed, Sr. Director

Williamson County Emergency Services

P.O. Box 873

Georgetown, TX 78627-0873

512-943-1264

[redacted]

Live Simply – Give More – Expect Less

h [redacted]

NOTICE OF CONFIDENTIALITY: The information in this communication is confidential and intended only for the exclusive use of the addressee. The copying, distribution, or other use of the communication by the addressee or any other person or entity is prohibited. If you have received this communication by mistake, please notify the sender immediately and destroy all forms of this communication (electronic or paper). Thank you for your cooperation.

John Kiracofe [REDACTED] Fri, Jun 3, 2011 at 8:39 AM
 To: "Bizzell, Chancy" <[REDACTED]>, "Carroll, Ryan" <[REDACTED]>, "Coatney, David" <[REDACTED]>, "Connealy, Chris" <[REDACTED]>, "Dittman, Charles" <[REDACTED]>, "Ekls, Pat" <[REDACTED]>, "Farris, Keith" <[REDACTED]>, "Fite, Robert" <[REDACTED]>, "Gardner, Bill" <[REDACTED]>, "Gardner, Tracy" <[REDACTED]>, "Harper, Lou" <[REDACTED]>, "Herrera, James" <[REDACTED]>, "Herrin, Marty" <[REDACTED]>, "Hogan, Doug" <[REDACTED]>, "Kerwood, Scott" <[REDACTED]>, "Kieschnick, David" <[REDACTED]>, "Kiracofe, John" <[REDACTED]>, "Kurtin, Duane" <[REDACTED]>, "Landi, Brad" <[REDACTED]>, "Mallinger, James" <[REDACTED]>, "Quinlan, Brian" <[REDACTED]>, "Shell, Clay" <[REDACTED]>, "Shelton, Bobby" <[REDACTED]>, "Sikes, Chris" <[REDACTED]>, "Tschoerner, Clifford" <[REDACTED]>, "Vrabel, Steven" <[REDACTED]>, "Watson, Bruce" <[REDACTED]>, "Woods, Eric" <[REDACTED]>, "Wusterhausen, Billy" <[REDACTED]>

[Quoted text hidden]

John Kiracofe
 Fire Chief
 Jollyville Fire Department

(512) 258-1038 - Office
 (512) 258-1837 - Fax
 [REDACTED]

John Kiracofe [REDACTED] Fri, Jun 3, 2011 at 8:39 AM
 To: John Sneed <[REDACTED]>

Done

[Quoted text hidden]

[Quoted text hidden]

[REDACTED] Fri, Jun 3, 2011 at 10:22 AM
 To: John Kiracofe <[REDACTED]>

> ----- Forwarded message -----
 > From: John Sneed <[REDACTED]>
 > Date: Fri, Jun 3, 2011 at 8:21 AM
 > Subject: Straw Poll for Fireworks Ban?

> To: "John Kiracofe [REDACTED]" [REDACTED]

>

>

> Dear John:

>

>

>

> Would you please forward this e-mail to the Fire Chief's Association?

>

>

>

>

>

> Dear Chiefs:

>

>

>

>

> I am taking a straw poll for the possible banning of Fireworks for
> this 4th of July season.

>

>

>

> Please feel free to e-mail me your thoughts at [REDACTED].

>

>

>

>

> Sincerely,

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

> NOTICE OF CONFIDENTIALITY: The information in this communication is
> confidential and intended only for the exclusive use of the addressee.

> The

> copying, distribution, or other use of the communication by the addressee

> or

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

>

> Jarrell is in favor of a fire works ban.

>

>

>

>

>

>

>

>

>

[Quoted text hidden]

Chris Connealy

Fri, Jun 3, 2011 at 10:27 AM

To: John Kiracofe

> "Bizzell, Chancy" > "Carroll, Ryan"
> "Coatney, David" > "Dittman, Charles"
> "Ekiss, Pat" > "Farris, Keith"
"Fite, Robert" > "Gardner, Bill" > "Gardner, Tracy"
> "Harper, Lou" > "Herrera, James"
"Herrin, Marty" > "Hogan, Doug" > "Kerwood, Scott"
> "Kieschnick, David" > "Kurtin, Duane"
> "Landi, Brad" > James Mallinger
"Quinlan, Brian" > "Shell, Clay" > "Shelton, Bobby"
> "Sikes, Chris" > "Tschoerner, Clifford"
> "Vrabel, Steven" > "Watson, Bruce"
> "Woods, Eric" > "Wusterhausen, Billy"

I vote to ban them except for professional shows where the local fire department deems it safe.

Thank you,

Chris Connealy

Fire Chief

Cedar Park Fire Department

715 Discovery, Suite 311

Cedar Park, TX 78613

P 512-401-5226 F 512-260-2464

From: John Kiracofe [mailto:]

Sent: Friday, June 03, 2011 8:39 AM

To: Bizzell, Chancy; Carroll, Ryan; Coatney, David; Chris Connealy; Dittman, Charles; Ekiss, Pat; Farris, Keith; Fite, Robert; Gardner, Bill; Gardner, Tracy; Harper, Lou; Herrera, James; Herrin, Marty; Hogan, Doug; Kerwood, Scott; Kieschnick, David; Kiracofe, John; Kurtin, Duane; Landi, Brad; James Mallinger; Quinlan, Brian; Shell, Clay; Shelton, Bobby; Sikes, Chris; Tschoerner, Clifford; Vrabel, Steven; Watson, Bruce; Woods,

Eric; Wusterhausen, Billy
Subject: Fwd: Straw Poll for Fireworks Ban?

[Quoted text hidden]

John Kiracofe <[REDACTED]>
To: "Sneed, John" <[REDACTED]>

Fri, Jun 3, 2011 at 10:28 AM

[Quoted text hidden]

John Kiracofe <[REDACTED]>
To: "Sneed, John" <[REDACTED]>

Fri, Jun 3, 2011 at 10:29 AM

[Quoted text hidden]

--

[Quoted text hidden]

Fire Chief Scott D. Kerwood <[REDACTED]>

Fri, Jun 3, 2011 at 10:31 AM

To: Chris Connealy <[REDACTED]>
Cc: John Kiracofe <[REDACTED]>, "Bizzell, Chancy" <[REDACTED]>, "Carroll, Ryan" <[REDACTED]>, "Coatney, David" <[REDACTED]>, "Dittman, Charles" <[REDACTED]>, "Ekiss, Pat" <[REDACTED]>, "Farrls, Keith" <[REDACTED]>, "Fite, Robert" <[REDACTED]>, "Gardner, Bill" <[REDACTED]>, "Gardner, Tracy" <[REDACTED]>, "Harper, Lou" <[REDACTED]>, "Herrera, James" <[REDACTED]>, "Herrin, Marty" <[REDACTED]>, "Hogan, Doug" <[REDACTED]>, "Kieschnick, David" <[REDACTED]>, "Kurtin, Duane" <[REDACTED]>, "Landi, Brad" <[REDACTED]>, James Mallinger <[REDACTED]>, "Quinlan, Brian" <[REDACTED]>, "Shell, Clay" <[REDACTED]>, "Shelton, Bobby" <[REDACTED]>, "Sikes, Chris" <[REDACTED]>, "Tschoerner, Clifford" <[REDACTED]>, "Vrabel, Steven" <[REDACTED]>, "Watson, Bruce" <[REDACTED]>, "Woods, Eric" <[REDACTED]>, "Wusterhausen, Billy" <[REDACTED]>

Agreed

[Quoted text hidden]

--

Scott D. Kerwood

Fire Chief
Hutto Fire Rescue
501 Exchange
PO Box 175
Hutto, TX 78634

512-759-2616 (W)

512-846-1946 (F)

www.huttofirerescue.org

David Kieschnick <[REDACTED]>

Fri, Jun 3, 2011 at 10:34 AM

To: "Fire Chief Scott D. Kerwood" <[REDACTED]>
Cc: Chris Connealy <[REDACTED]>, John Kiracofe <[REDACTED]>, "Bizzell, Chancy" <[REDACTED]>, "Carroll, Ryan" <[REDACTED]>, "Coatney, David" <[REDACTED]>, "Dittman, Charles" <[REDACTED]>, "Ekiss, Pat" <[REDACTED]>

[REDACTED], "Farris, Keith" [REDACTED], "Fite, Robert"
[REDACTED], "Gardner, Bill" [REDACTED], "Gardner, Tracy"
[REDACTED], "Harper, Lou" [REDACTED], "Herrera, James" [REDACTED]
"Herrin, Marty" [REDACTED], "Hogan, Doug" [REDACTED], "Kurtin, Duane" [REDACTED]
"Landi, Brad" [REDACTED], James Mallinger [REDACTED], "Quinlan, Brian"
[REDACTED], "Shell, Clay" [REDACTED], "Shelton, Bobby" [REDACTED]
"Sikes, Chris" [REDACTED], "Tschoerner, Clifford" [REDACTED], "Vrabel, Steven"
[REDACTED], "Watson, Bruce" [REDACTED], "Woods, Eric"
[REDACTED], "Wusterhausen, Billy" [REDACTED]

Agreed as well.

David W. Kieschnick
Fire Chief
Sam Bass Fire Department
16248 Great Oaks Drive
Round Rock, TX 78681
512-255-0100 (office)
[Quoted text hidden]

David Coatney [REDACTED] Fri, Jun 3, 2011 at 10:36 AM
To: Chris Connealy [REDACTED], John Kiracofe [REDACTED], "Bizzell,
Chancy" [REDACTED], "Carroll, Ryan" [REDACTED], Charles Dittman
[REDACTED], "Ekiss, Pat" [REDACTED], "Farris, Keith" [REDACTED]
"Fite, Robert" [REDACTED], "Gardner, Bill" [REDACTED], "Gardner, Tracy"
[REDACTED], "Harper, Lou" [REDACTED], "Herrera, James" [REDACTED]
"Herrin, Marty" [REDACTED], "Hogan, Doug" [REDACTED], "Kerwood, Scott"
[REDACTED], "Kieschnick, David" [REDACTED], "Kurtin, Duane"
[REDACTED], "Landi, Brad" [REDACTED], James Mallinger [REDACTED]
"Quinlan, Brian" [REDACTED], "Shell, Clay" [REDACTED], "Shelton, Bobby"
[REDACTED], "Sikes, Chris" [REDACTED], "Tschoerner, Clifford"
[REDACTED], "Vrabel, Steven" [REDACTED], "Watson, Bruce"
[REDACTED], "Woods, Eric" [REDACTED], Billy Wusterhausen
[REDACTED]

I agree with Chief Connealy

David Coatney

Fire Chief

City of Round Rock Fire Department

203 Commerce Boulevard

Round Rock, Texas 78664-2115

w. 512.218.6630

f. 512.218.5594

Email: [REDACTED]

From: Chris Connealy [REDACTED]
Sent: Friday, June 03, 2011 10:27 AM
To: John Kiracofe; Bizzell, Chancy; Carroll, Ryan; David Coatney; Charles Dittman; Ekiss, Pat; Farris, Keith; Fite, Robert; Gardner, Bill; Gardner, Tracy; Harper, Lou; Herrera, James; Herrin, Marty; Hogan, Doug; Kerwood, Scott; Kieschnick, David; Kurtin, Duane; Landi, Brad; James Mallinger; Quinlan, Brian; Shell, Clay; Shelton, Bobby; Sikes, Chris; Tschoerner, Clifford; Vrabel, Steven; Watson, Bruce; Woods, Eric; Billy Wusterhausen
Subject: RE: Straw Poll for Fireworks Ban?

[Quoted text hidden]

Bill Gardner [REDACTED] Fri, Jun 3, 2011 at 11:21 AM
To: David Coatney [REDACTED], Chris Connealy [REDACTED], John Kiracofe [REDACTED], "Bizzell, Chancy" [REDACTED], "Carroll, Ryan" [REDACTED], "Charles Dittman" [REDACTED], "Ekiss, Pat" [REDACTED], "Farris, Keith" [REDACTED], "Fite, Robert" [REDACTED], "Gardner, Tracy" [REDACTED], "Harper, Lou" [REDACTED], "Herrera, James" [REDACTED], "Herrin, Marty" [REDACTED], "Hogan, Doug" [REDACTED], "Kerwood, Scott" [REDACTED], "Kieschnick, David" [REDACTED], "Kurtin, Duane" [REDACTED], "Landi, Brad" [REDACTED], James Mallinger [REDACTED], "Quinlan, Brian" [REDACTED], "Shell, Clay" [REDACTED], "Shelton, Bobby" [REDACTED], "Sikes, Chris" [REDACTED], "Tschoerner, Clifford" [REDACTED], "Vrabel, Steven" [REDACTED], "Watson, Bruce" [REDACTED], "Woods, Eric" [REDACTED], Billy Wusterhausen [REDACTED], John Sneed [REDACTED]

I support to ban the sale, possession, and discharge of fireworks this year. I would really like to make sure we ban all fireworks not just fins or sticks, except the ones regulated in the individual municipalities that have to make their own decision for location and safety.

The ban will be discussed at the Commissioners Court this coming Tuesday at @ 9:30 am. I am scheduled to do a short presentation on June 7, and would appreciate as many fire chiefs that could attend to be present for this event so we could demonstrate a unified message on the need for this ban.

Thanks

Bill Gardner

Fire Chief/Emergency Mgmt Coord.

Leander Fire Department

Office- (512) 528-1664

"Saving Lives and Property with Commitment and Excellence"

From: David Coatney [mailto: [REDACTED]]
Sent: Friday, June 03, 2011 10:36 AM
To: Chris Connealy; John Kiracofe; Bizzell, Chancy; Carroll, Ryan; Charles Dittman; Ekiss, Pat; Farris, Keith; Fite, Robert; Bill Gardner; Gardner, Tracy; Harper, Lou; Herrera, James; Herrin, Marty; Hogan, Doug; Kerwood, Scott; Kieschnick, David; Kurtin, Duane; Landi, Brad; James Mallinger; Quinlan, Brian; Shell, Clay; Shelton, Bobby; Sikes, Chris; Tschoerner, Clifford; Vrabel, Steven; Watson, Bruce; Woods, Eric; Billy Wusterhausen
[Quoted text hidden]

[Quoted text hidden]

John Kiracofe <[REDACTED]> Fri, Jun 3, 2011 at 11:29 AM
To: "Sneed, John" <[REDACTED]>
[Quoted text hidden]

John Kiracofe <[REDACTED]> Fri, Jun 3, 2011 at 11:30 AM
To: "Sneed, John" <[REDACTED]>

----- Forwarded message -----
From: **Bill Gardner** <[REDACTED]>
Date: Fri, Jun 3, 2011 at 11:21 AM
Subject: RE: Straw Poll for Fireworks Ban?
[Quoted text hidden]
[Quoted text hidden]

John Kiracofe <[REDACTED]> Fri, Jun 3, 2011 at 11:31 AM
To: "Sneed, John" <[REDACTED]>
[Quoted text hidden]

John Kiracofe <[REDACTED]> Fri, Jun 3, 2011 at 11:31 AM
To: "Sneed, John" <[REDACTED]>

----- Forwarded message -----

From: David Coatney <[REDACTED]>
Date: Fri, Jun 3, 2011 at 10:36 AM
Subject: RE: Straw Poll for Fireworks Ban?
[Quoted text hidden]
[Quoted text hidden]

Pat Ekiss <[REDACTED]> Fri, Jun 3, 2011 at 11:57 AM
To: David Coatney <[REDACTED]>, Chris Connealy <[REDACTED]>, John
Kiracofe <[REDACTED]>, "Bizzell, Chancy" <[REDACTED]>, "Carroll, Ryan"
<[REDACTED]>, Charles Dittman <[REDACTED]>, "Farris, Keith"
<[REDACTED]>, "Fite, Robert" <[REDACTED]>, "Gardner, Bill"
<[REDACTED]>, "Gardner, Tracy" <[REDACTED]>, "Harper, Lou" <[REDACTED]>
"Herrera, James" <[REDACTED]>, "Herrin, Marty" <[REDACTED]>, "Hogan, Doug"
<[REDACTED]>, "Kerwood, Scott" <[REDACTED]>, "Kieschnick, David"
<[REDACTED]>, "Kurtin, Duane" <[REDACTED]>, "Landi, Brad" <[REDACTED]> James
Mallinger <[REDACTED]>, "Quinlan, Brian" <[REDACTED]>, "Shell, Clay"
<[REDACTED]>, "Shelton, Bobby" <[REDACTED]>, "Sikes, Chris"
<[REDACTED]>, "Tschoerner, Clifford" <[REDACTED]>, "Vrabel, Steven"
<[REDACTED]>, "Watson, Bruce" <[REDACTED]>, Eric Woods
<[REDACTED]>, Billy Wusterhausen <[REDACTED]>

I vote to ban ALL fireworks displays, professional or otherwise. Yes, I realize that won't be a popular vote but I think with the current unprecedented conditions difficult, sometimes unpopular decisions must be made.

L. Pat Ekiss

Fire Chief/EMC

City of Taylor Fire Department

400 Porter St.

Taylor, Texas 76574

512-352-6992 Office 512-352-6993 Fax



From: David Coatney [mailto:[REDACTED]]

Sent: Friday, June 03, 2011 10:36 AM

To: Chris Connealy; John Kiracofe; Bizzell, Chancy; Carroll, Ryan; Charles Dittman; Pat Ekiss; Farris, Keith; Fite, Robert; Gardner, Bill; Gardner, Tracy; Harper, Lou; Herrera, James; Herrin, Marty; Hogan, Doug; Kerwood, Scott; Kieschnick, David; Kurtin, Duane; Landi, Brad; James Mallinger; Quinlan, Brian; Shell, Clay; Shelton, Bobby; Sikes, Chris; Tschoerner, Clifford; Vrabel, Steven; Watson, Bruce; Eric Woods; Billy Wusterhausen

[Quoted text hidden]

[Quoted text hidden]

Pat Ekiss <[REDACTED]>

Fri, Jun 3, 2011 at 12:11 PM

To: John Kiracofe [REDACTED]

John - - - disregard my earlier email. I'm on the list. I must have had a BRAIN BUBBLE and missed seeing this one!

Sorry,

L. Pat Ekiss

Fire Chief/EMC

City of Taylor Fire Department

400 Porter St.

Taylor, Texas 76574

512-352-6992 Office 512-352-6993 Fax



From: John Kiracofe [mailto: [REDACTED]]

Sent: Friday, June 03, 2011 8:39 AM

To: Bizzell, Chancy; Carroll, Ryan; Coatney, David; Connealy, Chris; Dittman, Charles; Pat Ekiss; Farris, Keith; Fite, Robert; Gardner, Bill; Gardner, Tracy; Harper, Lou; Herrera, James; Herrin, Marty; Hogan, Doug; Kerwood, Scott; Kieschnick, David; Kiracofe, John; Kurtin, Duane; Landi, Brad; Mallinger, James; Quinlan, Brian; Shell, Clay; Shelton, Bobby; Sikes, Chris; Tschoerner, Clifford; Vrabel, Steven; Watson, Bruce; Eric Woods; Wusterhausen, Billy

Subject: Fwd: Straw Poll for Fireworks Ban?

[Quoted text hidden]

[REDACTED] <Clay.Shell [REDACTED]> Fri, Jun 3, 2011 at 12:40 PM
 To: John Kiracofe <[REDACTED]>
 Cc: "Bizzell, Chancy" <[REDACTED]>, "Carroll, Ryan" <[REDACTED]>, "Coatney, David" <[REDACTED]>, "Connealy, Chris" <[REDACTED]>, "Dittman, Charles" <[REDACTED]>, "Ekiss, Pat" <[REDACTED]>, "Farris, Keith" <[REDACTED]>, "Fite, Robert" <[REDACTED]>, "Gardner, Bill" <[REDACTED]>, "Gardner, Tracy" <[REDACTED]>, "Harper, Lou" <[REDACTED]>, "Herrera, James" <[REDACTED]>, "Herrin, Marty" <[REDACTED]>, "Hogan, Doug" <[REDACTED]>, "Kerwood, Scott" <[REDACTED]>, "Kieschnick, David" <[REDACTED]>, "Kiracofe, John" <[REDACTED]>, "Kurtin, Duane" <[REDACTED]>, "Landi, Brad" <[REDACTED]>, "Mallinger, James" <[REDACTED]>, "Quinlan, Brian" <[REDACTED]>, "Shelton, Bobby" <[REDACTED]>, "Sikes, Chris" <[REDACTED]>, "Tschoerner, Clifford" <[REDACTED]>, "Vrabel, Steven" <[REDACTED]>, "Watson, Bruce" <[REDACTED]>, "Woods, Eric" <[REDACTED]>, "Wusterhausen, Billy" <[REDACTED]>

From Chief Fite & Shell,

We vote to ban fireworks, except for professional shows where the local fire department deems it safe.

Georgetown has a unique area for professional fireworks.

Thanks,
 Clay

"Be who you are and say what feel... because those that matter... don't mind... and those that mind... don't matter"

[Quoted text hidden]

John Kiracofe <[REDACTED]>
 To: "Sneed, John" <[REDACTED]>

Fri, Jun 3, 2011 at 1:04 PM

[Quoted text hidden]

John Kiracofe <[REDACTED]>
 To: Pat Ekiss <[REDACTED]>

Fri, Jun 3, 2011 at 1:07 PM

Hey, I can relate. I did go check the WILCO Chiefs group just to make sure you were included and you were.

[Quoted text hidden]

DUANE KURTIN <[REDACTED]>
 To: John Kiracofe <[REDACTED]>

Fri, Jun 3, 2011 at 3:07 PM

Ban them.

From: John Kiracofe <[REDACTED]>
To: "Bizzell, Chancy" <[REDACTED]>; "Carroll, Ryan" <[REDACTED]>; "Coatney, David" <[REDACTED]>; "Connealy, Chris" <[REDACTED]>; "Dittman, Charles" <[REDACTED]>; "Ekiss, Pat" <[REDACTED]>; "Farris, Keith" <[REDACTED]>; "Fite, Robert" <[REDACTED]>; "Gardner, Bill" <[REDACTED]>; "Gardner, Tracy" <[REDACTED]>; "Harper, Lou" <[REDACTED]>; "Herrera, James" <[REDACTED]>; "Herrin, Marty" <[REDACTED]>; "Hogan, Doug" <[REDACTED]>; "Kerwood, Scott" <[REDACTED]>; "Kieschnick, David" <[REDACTED]>; "Kiracofe, John" <[REDACTED]>; "Kurtin, Duane" <[REDACTED]>; "Landi, Brad" <[REDACTED]>; "Mallinger, James" <[REDACTED]>; "Quinlan, Brian" <[REDACTED]>; "Shell, Clay" <[REDACTED]>; "Shelton, Bobby" <[REDACTED]>; "Sikes, Chris" <[REDACTED]>; "Tschoerner, Clifford" <[REDACTED]>; "Vrabel, Steven" <[REDACTED]>; "Watson, Bruce" <[REDACTED]>; "Woods, Eric" <[REDACTED]>; "Wusterhausen, Billy" <[REDACTED]>

Sent: Fri, June 3, 2011 8:39:25 AM

Subject: Fwd: Straw Poll for Fireworks Ban?

[Quoted text hidden]

Pat Ekiss <[REDACTED]>
To: John Kiracofe <[REDACTED]>

Fri, Jun 3, 2011 at 4:01 PM

Thank you John. Have a great weekend!

L. Pat Ekiss

Fire Chief/EMC

City of Taylor Fire Department

400 Porter St.

Taylor, Texas 76574

512-352-6992 Office 512-352-6993 Fax



From: John Kiracofe [mailto: [REDACTED]]
Sent: Friday, June 03, 2011 1:07 PM
To: Pat Ekiss
Subject: Re: Straw Poll for Fireworks Ban?

[Quoted text hidden]

John Kiracofe < [REDACTED] >
To: "Sneed, John" < [REDACTED] >

Fri, Jun 3, 2011 at 4:43 PM

[Quoted text hidden]

Bruce Watson < [REDACTED] > Fri, Jun 3, 2011 at 5:26 PM
To: Chris Connealy < [REDACTED] >, John Kiracofe < [REDACTED] >, "Bizzell, Chancy" < [REDACTED] >, "Carroll, Ryan" < [REDACTED] >, "Coatney, David" < [REDACTED] >, "Dittman, Charles" < [REDACTED] >, "Ekiss, Pat" < [REDACTED] >, "Farris, Keith" < [REDACTED] >, "Flite, Robert" < [REDACTED] >, "Gardner, Bill" < [REDACTED] >, "Gardner, Tracy" < [REDACTED] >, "Harper, Lou" < [REDACTED] >, "Herrera, James" < [REDACTED] >, "Herrin, Marty" < [REDACTED] >, "Hogan, Doug" < [REDACTED] >, "Kerwood, Scott" < [REDACTED] >, "Kleschnick, David" < [REDACTED] >, "Kurtin, Duane" < [REDACTED] >, "Landi, Brad" < [REDACTED] >, James Mallinger < [REDACTED] >, "Quinlan, Brian" < [REDACTED] >, "Shell, Clay" < [REDACTED] >, "Shelton, Bobby" < [REDACTED] >, "Sikes, Chris" < [REDACTED] >, "Tschoerner, Clifford" < [REDACTED] >, "Vrabel, Steven" < [REDACTED] >, "Woods, Eric" < [REDACTED] >, "Wusterhausen, Billy" < [REDACTED] >
Cc: John Sneed < [REDACTED] >

I have spoken with several colleagues in other counties to get their approach on this subject. Comel county has banned all fireworks, City of Austin (as of today) will not permit any fireworks, Travis county commissioners court meets Tuesday 6/7 to discuss the issue. Several ESD's in Travis county will not permit the shows, the opening of the stands will not be known until Tuesday. With the KDBI Avg for the county at 657 and some areas of the county over 700, I vote we ban all fireworks in the county. We should define professional, a person who possesses an operators (1.3g) or a special effects (1.3g or 1.4g) license with the Texas Department of Insurance.

Bruce A. Watson, Fire Chief

Williamson Co. E.S.D. No. 4 / Liberty Hill

301 Loop 332 , Liberty Hill, Texas 78642

Office (512)-515-5165

Fax (512)-778-6418

[REDACTED]
[REDACTED]

From: Chris Connealy [REDACTED]
Sent: Friday, June 03, 2011 10:27 AM
To: John Kiracofe; Bizzell, Chancy; Carroll, Ryan; Coatney, David; Dittman, Charles; Ekiss, Pat; Farris, Keith; Fite, Robert; Gardner, Bill; Gardner, Tracy; Harper, Lou; Herrera, James; Herrin, Marty; Hogan, Doug; Kerwood, Scott; Kieschnick, David; Kurtin, Duane; Landi, Brad; James Mallinger; Quinlan, Brian; Shell, Clay; Shelton, Bobby; Sikes, Chris; Tschoerner, Clifford; Vrael, Steven; Watson, Bruce; Woods, Eric; Wusterhausen, Billy
Subject: RE: Straw Poll for Fireworks Ban?

[Quoted text hidden]

John Kiracofe [REDACTED]
To: "Sneed, John" [REDACTED]

Fri, Jun 3, 2011 at 9:26 PM

----- Forwarded message -----

From: Bruce Watson [REDACTED]
Date: Fri, Jun 3, 2011 at 5:26 PM
Subject: RE: Straw Poll for Fireworks Ban?

[Quoted text hidden]

[Quoted text hidden]

Bobby Shelton [REDACTED] **Mon, Jun 6, 2011 at 7:51 AM**
To: John Kiracofe [REDACTED], "Bizzell, Chancy" [REDACTED], "Carroll, Ryan" [REDACTED], "Coatney, David" [REDACTED], "Connealy, Chris" [REDACTED], "Dittman, Charles" [REDACTED], "Ekiss, Pat" [REDACTED], "Farris, Keith" [REDACTED], "Fite, Robert" [REDACTED], "Gardner, Bill" [REDACTED], "Gardner, Tracy" [REDACTED], "Harper, Lou" [REDACTED], "Herrera, James" [REDACTED], "Herrin, Marty" [REDACTED], "Hogan, Doug" [REDACTED], "Kerwood, Scott" [REDACTED], "Kieschnick, David" [REDACTED], "Kurtin, Duane" [REDACTED], "Landi, Brad" [REDACTED], "Mallinger, James" [REDACTED], "Quinlan, Brian" [REDACTED], "Shell, Clay" [REDACTED], "Sikes, Chris" [REDACTED], "Tschoerner, Clifford" [REDACTED], "Vrael, Steven" [REDACTED], "Watson, Bruce" [REDACTED], "Woods, Eric" [REDACTED], "Wusterhausen, Billy" [REDACTED]

I agree on a ban for consumer fireworks. Professional Licensed and permitted displays should be allowed.
Bobby Shelton
Florence VFD

Original Message -----

From: John Kiracofe
To: Bizzell, Chancy ; Carroll, Ryan ; Coatney, David ; Connealy, Chris ; Dittman, Charles ; Ekiss, Pat ; Farris, Keith ; Fite, Robert ; Gardner, Bill ; Gardner, Tracy ; Harper, Lou ; Herrera, James ; Herrin, Marty ; Hogan, Doug ; Kerwood, Scott ; Kieschnick, David ; Kiracofe, John ; Kurtin, Duane ; Landi, Brad ; Mallinger, James ; Quinlan, Brian ; Shell, Clay ; Shelton, Bobby ; Sikes, Chris ; Tschoerner, Clifford ; Vrabel, Steven ; Watson, Bruce ; Woods, Eric ; Wusterhausen, Billy
Sent: Friday, June 03, 2011 8:39 AM
Subject: Fwd: Straw Poll for Fireworks Ban?
[Quoted text hidden]

John Kiracofe <[REDACTED]>
To: "Sneed, John" <[REDACTED]>

Mon, Jun 6, 2011 at 7:54 AM

[Quoted text hidden]



John Kiracofe [REDACTED]

Fireworks ban updates

3 messages

Bill Gardner [REDACTED]

Tue, Jun 7, 2011 at 9:38 PM

To: John Sneed [REDACTED]

Updates on fireworks ban

Counties that have banned the selling and use of fireworks:

Midland County
Andrews County
Brewster County
Ward County
Tom Green County
Potter County
Randal Carson County
Guadalupe County

Counties that will discuss the ban of selling and using fireworks June 13th:

Pecos County
Crane County
Reeves County
Martin County
Gaines County
Winkler County
Glasscock County
Upton County
Reagan County
Loving County
Travis County (June 14)

Bill Gardner
Fire Chief
Leander Fire Department
Office: (512) 528-1664

"Saving Lives and Property with Commitment and Excellence"

John Kiracofe [REDACTED]

Wed, Jun 8, 2011 at 7:02 AM

To: Bill Gardner [REDACTED]

So, what Fite said about Hayes Co. banning sale and use is in error? Thanks for the update.

[Quoted text hidden]

--
John Kiracofe

Fire Chief
Jollyville Fire Department

(512) 258-1038 - Office

(512) 258-1837 - Fax
[REDACTED]

Bill Gardner <[REDACTED]>
To: John Kiracofe <[REDACTED]>

Wed, Jun 8, 2011 at 8:07 AM

Yes and no, Hayes Co had a ban that expired the last couple of days. They are planning to renew it but do not have it on the agenda this week.

Bill Gardner
Sent from my iPhone

[Quoted text hidden]

Exhibit "B"



STATE OF TEXAS
OFFICE OF THE GOVERNOR

RICK PERRY
GOVERNOR

June 11, 2011

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
12:30 PM O'CLOCK

The Honorable Esperanza "Hope" Andrade
Secretary of State
State Capitol Room 1E.8
Austin, Texas 78701

JUN 11 2011
Esperanza Andrade
Secretary of State

Dear Madame Secretary:

Pursuant to his powers as Chief Executive Officer of the State of Texas, Governor Rick Perry has issued the following proclamation:

A proclamation certifying that certain counties in Texas are currently threatened by an extreme fire hazard due to a continuing disaster in several counties in Texas.

The original of this proclamation is attached to this letter of transmittal.

Respectfully submitted,

Gregory S. Davidson
Gregory S. Davidson
Executive Clerk to the Governor

GSD/gsd

Attachment

PROCLAMATION
BY THE
Governor of the State of Texas

TO ALL TO WHOM THESE PRESENTS SHALL COME:

I, RICK PERRY, Governor of the State of Texas, issued an Emergency Disaster Proclamation on December 21, 2010, as extreme fire hazard posed a threat of imminent disaster in specified counties in Texas.

WHEREAS, the extreme fire hazard continues to create a threat of disaster for the people in the State of Texas.

WHEREAS, the state of disaster includes the counties of Anderson, Andrews, Angelina, Aransas, Archer, Armstrong, Atascosa, Austin, Bailey, Bandera, Bastrop, Baylor, Bee, Bell, Bexar, Blanco, Borden, Bosque, Bowie, Brazoria, Brazos, Brewster, Briscoe, Brooks, Brown, Burleson, Burnet, Caldwell, Calhoun, Callahan, Cameron, Camp, Carson, Cass, Castro, Chambers, Cherokee, Childress, Clay, Cochran, Coke, Coleman, Collingsworth, Colorado, Collin, Comal, Comanche, Concho, Cooke, Coryell, Cottle, Crane, Crockett, Crosby, Culberson, Dallam, Dallas, Dawson, Deaf Smith, Delta, Denton, DeWitt, Dickens, Dimmit, Donley, Duval, Eastland, Ector, Edwards, Ellis, El Paso, Erath, Falls, Fannin, Fayette, Fisher, Floyd, Foard, Fort Bend, Franklin, Freestone, Frio, Gaines, Galveston, Garza, Gillespie, Glasscock, Goliad, Gonzales, Gray, Grayson, Gregg, Grimes, Guadalupe, Hale, Hall, Hamilton, Hansford, Hardeman, Hardin, Harris, Harrison, Hartley, Haskell, Hays, Hemphill, Henderson, Hidalgo, Hill, Hockley, Hood, Hopkins, Houston, Howard, Hudspeth, Hunt, Hutchison, Irion, Jack, Jackson, Jasper, Jeff Davis, Jefferson, Jim Hogg, Jim Wells, Johnson, Jones, Karnes, Kaufman, Kendall, Kenedy, Kent, Kerr, Kimble, King, Kinney, Kleberg, Knox, La Salle, Lamar, Lamb, Lampasas, Lavaca, Lee, Leon, Liberty, Limestone, Lipscomb, Live Oak, Llano, Loving, Lubbock, Lynn, Madison, Marion, Martin, Mason, Matagorda, Maverick, McCulloch, McLennan, McMullen, Medina, Menard, Midland, Milam, Mills, Mitchell, Montague, Montgomery, Moore, Morris, Motley, Nacogdoches, Navarro, Newton, Nolan, Nueces, Ochiltree, Oldham, Orange, Palo Pinto, Panola, Parker, Parmer, Pecos, Polk, Potter, Presidio, Rains, Randall, Reagan, Real, Red River, Reeves, Refugio, Roberts, Robertson, Rockwall, Runnels, Rusk, Sabine, San Augustine, San Jacinto, San Patricio, San Saba, Schleicher, Scurry, Shackelford, Shelby, Sherman, Smith, Somervell, Starr, Stephens, Sterling, Stonewall, Sutton, Swisher, Tarrant, Taylor, Terrell, Terry, Throckmorton, Titus, Tom Green, Travis, Trinity, Tyler, Upshur, Upton, Uvalde, Val Verde, Van Zandt, Victoria, Walker, Waller, Ward, Washington, Webb, Wharton, Wheeler, Wichita, Wilbarger, Willacy, Williamson, Wilson, Winkler, Wise, Wood, Yoakum, Young, Zapata and Zavala.

THEREFORE, in accordance with the authority vested in me by Section 418.014 of the Texas Government Code, I do hereby renew the disaster proclamation and direct that all necessary measures, both public and private as authorized under Section 418.017 of the code, be implemented to meet that disaster.

As provided in Section 418.016 of the code, all rules and regulations that may inhibit or prevent prompt response to this threat are suspended for the duration of the state of disaster.

In accordance with the statutory requirements, copies of this proclamation shall be filed

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
12:30 PM O'CLOCK

JUN 11 2011

with the applicable authorities.



IN TESTIMONY WHEREOF, I
have hereunto signed my name
and have officially caused the
Seal of State to be affixed at my
Office in the City of Austin,
Texas, this the 11th day of June
2011.

Rick Perry

RICK PERRY
Governor

Attested by:

Esperanza Andrade

ESPERANZA "HOPE" ANDRADE
Secretary of State

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
12:30 PM O'CLOCK
JUN 11 2011

Exhibit "C"



June 13, 2011

Dan Gattis
Williamson County Judge
710 South Main St.
Georgetown, TX 78626

Re: Williamson County Extreme Drought Conditions

To The Honorable Judge Gattis:

Extreme drought conditions exist across Williamson County with a Keetch-Byrum Drought Index (KBDI) average of 696, with a high of 740 and a low of 602. These conditions exist in our county and adjacent counties due to the current La Nina weather pattern that has caused a dramatic decrease in rainfall and dangerous fire weather conditions. These conditions have plagued the State with devastating wildland fires and have stretched resources to their limits.

Based upon the current and forecasted drought conditions, I hereby request that a local State of Emergency be declared due to the extreme fire danger that threatens the life, safety, and property of the citizens and environment of Williamson County. I further request that the sale and use of all non-professional fireworks be banned for a period not to exceed sixty (60) hours, and appeal to the Governor to extend this order.

Pursuant to Section 418.108(d) of the Texas Government Code, the Declaration of a local state of disaster will immediately activate the Williamson County Emergency Management Plan and all applicable annexes upon signature of the declaration.

Sincerely,



Jarred Thomas
Emergency Management Coordinator
Williamson County

See Attachments (2)

OFFICE OF EMERGENCY MANAGEMENT

WILLIAMSON COUNTY • 303 MARTIN LUTHER KING ST • GEORGETOWN, TX 78626
(512) 943-3747 • FAX (512) 943-1269

U.S. Drought Monitor

Texas

June 7, 2011
Valid 7 a.m. EST

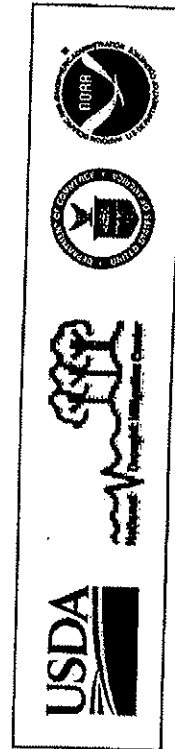
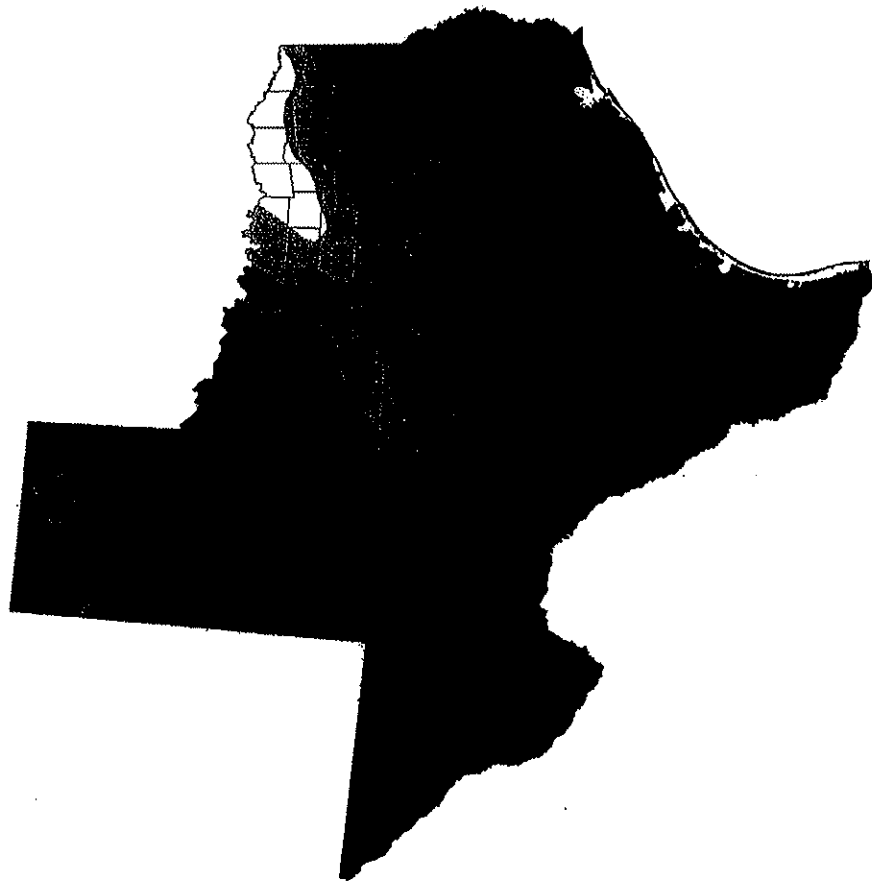
	Drought Conditions (Percent Area)				
	None	D0	D1	D2	D3-D4
Current	1.97	98.03	96.53	94.05	85.41
Last Week (05/31/2011 map)	2.25	97.75	96.07	91.89	81.09
3 Months Ago (03/08/2011 map)	8.31	91.69	77.99	53.64	14.16
Start of Calendar Year (12/28/2010 map)	7.89	92.11	69.43	37.46	9.59
Start of Water Year (09/28/2010 map)	75.57	24.43	2.43	0.99	0.00
One Year Ago (06/01/2010 map)	72.71	27.29	9.54	0.00	0.00

Intensity:

	D0 Abnormally Dry		D3 Drought - Extreme
	D1 Drought - Moderate		D4 Drought - Exceptional
	D2 Drought - Severe		

The Drought Monitor focuses on broad-scale conditions.
Local conditions may vary. See accompanying text summary
for forecast statements.

<http://drought.unl.edu/dm>



Released Thursday, June 9, 2011
Matthew Rosencrans, NOAA/NWS/NCEP/CPC

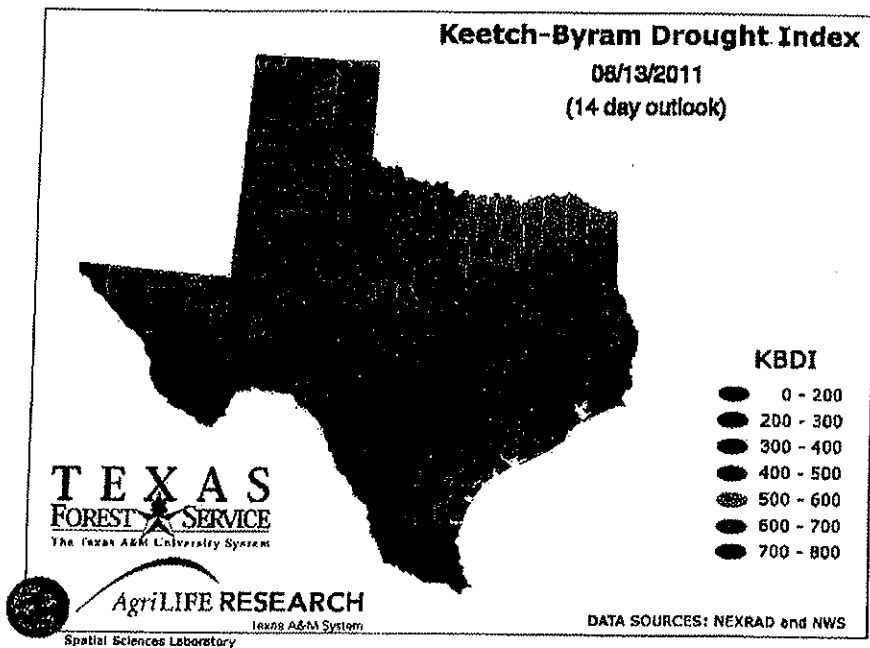
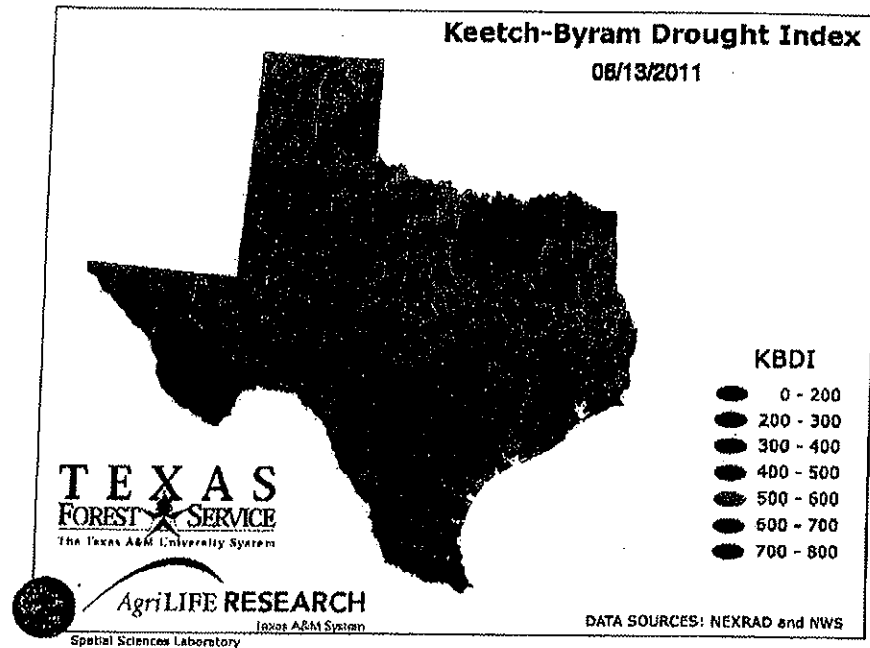


Exhibit "D"

COUNTY OF WILLIAMSON

§

STATE OF TEXAS

§

§

ORDER PROHIBITING OUTDOOR BURNING

WHEREAS, Section 352.081 of the Texas Local Government Code provides that the commissioners court of a county by order may prohibit outdoor burning in the unincorporated area of the county if the commissioners court makes a finding that circumstances present in the unincorporated area create a public safety hazard that would be exacerbated by outdoor burning; and,

WHEREAS, the Williamson County Commissioners Court does hereby find that circumstances present in all of the unincorporated area of Williamson County create a public safety hazard that would be exacerbated by outdoor burning;

NOW, THEREFORE, it is ORDERED that outdoor burning is prohibited in all of the unincorporated areas of Williamson County as follows:

(A) Actions prohibited:

- (1) A person violates this order if he/she burns any combustible material outside of an enclosure which serves to contain all flames and/or sparks, or orders such burning by others.
- (2) A person violates this order if he/she engages in any activity outdoors which could allow flames or sparks that could result in a fire unless done in an enclosure designed to protect the spread of fire, or orders such activities by others.

(B) Enforcement:

- (1) Upon notification of suspected outdoor burning, the fire department with jurisdiction for the location of the fire shall respond to the scene and take immediate measures to contain and/or extinguish the fire.
- (2) As soon as possible, a duly commissioned peace officer shall be sent to the scene to investigate the nature of the fire.
- (3) If, in the opinion of the officer on the scene, the goal of this order can be attained by informing the responsible party about the prohibitions established by this order, the officer may, at his or her discretion, request compliance with it. In such instances, an entry of this notification containing the date, time and place of the warning, along with the name of the party receiving the warning, shall be forwarded to the office of County Judge.
- (4) In accordance with Section 352.081 of the Local Government Code, a person who knowingly or intentionally violates this order commits a Class C Misdemeanor, punishable by a fine up to \$500.

- (C) This order does not apply to outdoor burning activities:
- (1) related to public health and safety that are authorized by the Texas Commission on Environmental Quality for:
 - (a) firefighter training;
 - (b) public utility, natural gas pipeline, or mining operations; or
 - (c) planting or harvesting of agriculture crops.
 - (2) 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.
 - (3) that involve the performance of outdoor combustible operations, including but not limited to, outdoor welding, cutting or grinding operations and outdoor hot works operations, by any person if the operations are performed in compliance with the following requirements creating a controlled environment and safeguards on each day when operations are performed:
 - (a) Areas where welding, cutting or grinding operations or hot works operations are being performed are free of vegetation for at least twenty-five feet in all directions;
 - (b) Surfaces around welding or hot works area are wetted down;
 - (c) Each location where welding, cutting or grinding operations or hot works operations are being performed must have cellular telephone communications for emergency response;
 - (d) Before beginning any operations, the person performing the welding, cutting or grinding operations or hot works operations must notify the local fire department or Emergency Services District which serves the location where the welding, cutting or grinding operations or hot works operations are planned;
 - (e) A dedicated fire watch person attends each welder, cutter, grinder, or worker performing hot works operations or any activity that causes a spark;
 - (f) At least one (1) water pressure fire extinguisher per fire watch person is located within 10 feet of the location where welding, cutting or grinding operations or hot works operations are being performed;
 - (g) No welding, cutting or grinding operations or hot works operations is allowed on days designated as red flag warning days by the National Weather Service;

(h) If all welding, cutting and grinding operations or hot works operations are performed only in a total welding or hot works enclosure, or "welding box" or "hot works box", that is sufficiently high to control sparks, including a fire retardant cover over the top, the operations must comply with requirements (e), (f), and (g) in this list and is encouraged to comply with requirements (a)-(d) inclusive, if feasible and appropriate, and;

(i) If all welding, cutting and grinding operations or hot works operations are performed only in sub-surface, or "bell hole", welding and grinding operations or hot works operations within approved excavations, the operations must comply with requirements (e), (f), and (g) in this list and is encouraged to comply with requirements (a)-(d) inclusive, if feasible and appropriate.

Be it also ORDERED that the purpose of this order is the mitigation of the public safety hazard posed by wild fires during the current dry weather by curtailing the practice of outdoor burning, which purpose is to be taken into account in any enforcement action based upon this order.

This order prohibiting outdoor burning shall expire 30 days from the date hereof, which shall be the 26th day of June, 2011, or prior to such expiration date if the Williamson County Commissioners Court by order determines that the circumstances present in the unincorporated areas of Williamson County no longer create a public safety hazard that would be exacerbated by outdoor burning, whichever occurs earlier. The Williamson County Commissioners Court may adopt an additional order that takes effect on the expiration of this order if the Williamson County Commissioners Court finds at such time that circumstances then present in all of the unincorporated area of Williamson County continue to create a public safety hazard that would be exacerbated by outdoor burning.

ORDERED THIS 24th DAY OF MAY, 2011.

WILLIAMSON COUNTY COMMISSIONERS COURT

By: _____


Dan A. Gattis, County Judge

Attachment “2”



OFFICE OF THE GOVERNOR

RICK PERRY
GOVERNOR

June 15, 2011

The Honorable Dan A. Gattis
County Judge
Williamson County
710 Main Street, Suite 101
Georgetown, Texas 78626

Dear Judge Gattis:

We have received your Order Declaring a Local State of Disaster for Williamson County, Texas, and Restricting the Sale or Use of Fireworks, and your request for an extension of the restrictions that exceed the restrictions authorized to counties in Section 352.051 of the Local Government Code. The Texas Division of Emergency Management (TDEM) has reviewed the request for an extension and recommends that it be granted.

Pursuant to the authority granted in Section 418.108(i) of the Government Code and based upon TDEM's recommendation, the request for an extension is granted as follows:

Those restrictions that exceed the restrictions authorized to counties in Section 352.051 of the Local Government Code, which are contained in the Order Declaring a Local State of Disaster for Williamson County, Texas, and Restricting the Sale or Use of Fireworks, issued by Dan A. Gattis, County Judge of Williamson County, on June 14, 2011, are extended through 7 a.m. on July 5, 2011.

Sincerely,

A handwritten signature in black ink that reads "Rick Perry". The signature is written in a cursive, flowing style.

Rick Perry
Governor

RP:dzp