RESOLUTION 15-02
OPEN BURNING RESTRICTIONS

WHEREAS, a potentially severe to extreme fire situation exists throughout Weston County, created by a heavy fuel load and dry conditions, that could create situations that over-extend the firefighting capability of local government; and

WHEREAS, Wyoming Statute 35-9-301 through 304 provides that upon the recommendation of the County Fire Warden, the Board of Weston County Commissioners may close the area to any form of use by the public or limit such use which shall include the prohibition of any type of open fire for such periods of time as the Board may deem necessary and proper; and

WHEREAS, the County Fire Warden, Daniel Tysdal, has recommended that open burning restrictions be imposed throughout the county after a reasonable time for notice; and

WHEREAS, Wyoming Statues 35-10-201 through 208 allow for the regulation of fireworks; and

WHEREAS, any violation of this resolution may be in violation of W.S. 35-9-304 punishable by up to 30 days in jail and up to a $100.00 fine or both together with restitution for the cost of fire suppression and damages to others caused by the violation of this resolution; and

WHEREAS, this open burning restriction and ban on the use of fireworks shall begin April 17, 2015. The County Fire Warden may temporarily lift or re-impose these open burning restrictions.

NOW THEREFORE, BE IT RESOLVED THAT THE WESTON COUNTY COMMISSIONERS HEREBY RESOLVE the following:

1. The discharge of fireworks and all outdoor fires are prohibited in the unincorporated area of Weston County except as provided below:
   - (i) Trash or refuse fires between the hours of 7:00 p.m. and 7:00 a.m., inside containers provided with a spark arrester and located within a cleared area ten feet in radius and a shovel and fire suppression means are present at site, are permitted.
   - (ii) Attended campfires contained within an established fire ring, no larger than three feet in radius, and located within a cleared area ten feet in radius and a shovel and fire suppression means are present at site, are permitted.
   - (iii) Charcoal fires within enclosed grills located within a cleared area ten feet in radius and a shovel and fire suppression means are present at site, are permitted.
   - (iv) Use of acetylene cutting torches or electric arc welders in cleared areas ten feet in radius, and a shovel and fire suppression means are present at site, are permitted.
   - (v) Propane or open fire branding activities, in cleared areas ten feet in radius, and a shovel and fire suppression means are present at site, are permitted.
   - (vi) Internal or external combustion engines including chainsaws, ATVs and motorcycles shall have approved spark arrestors.
   - (vii) The listed exceptions set forth in Wyoming Statue 35-10-204.
   - (viii) By a permit granted by the Weston County Commissioners for public display.
   - (ix) These restrictions do not include the areas within incorporated cities and towns in Weston County or federal and state lands, as these entities may impose more or less restrictive regulations.

2. The County Sheriff, State Forester and other state and federal agencies will be provided a copy of this Resolution when it has been processed.

MADE, DETERMINED AND RESOLVED this 7th **day of** April**, 2015.**

BOARD OF COUNTY COMMISSIONERS, WESTON COUNTY, WYOMING

Bill Lambert

Chairman - Weston County Commissioners

STATE OF WYOMING WESTON COUNTY CLERK

Attest: Cheryl Kregel

Weston County Clerk