RESOLUTION NO. 2016-19
AMENDING AND FURTHER RESTRICTING RESOLUTION NO. 2016-11
OPEN BURNING RESTRICTION AND BAN ON THE USE OF FIREWORKS

WHEREAS, the Interim County Fire Warden, Jeff Garman has recommended that **additional more restrictive** open burning restrictions be imposed throughout the county after a reasonable time for notice through June 13, 2016 in addition to those imposed in Resolution No. 2016-11; and

WHEREAS Wyoming Statutes 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;

WHEREAS, this open burning restriction and ban on the use of fireworks shall that began on March 11, 2016 **is further restricted as set forth below** and shall end no later than October 15, 2016 unless temporarily lifted or imposed by the County Fire Warden.

NOW THEREFORE, BE IT RESOLVED THAT THE BOARD OF COUNTY COMMISSIONERS HEREBY RESOLVES as follows:

1. That the discharge of fireworks and all outdoor fires are prohibited except as set forth below, in the unincorporated area of Crook County, Wyoming that began on March 11, 2016 **be further restricted on Monday June 13, 2016** and ending no later than October 15, 2016 unless temporarily lifted or reimposed by the County Fire Warden during that term;

2. That the following terms shall govern outdoor fires in the unincorporated areas of Crook County, Wyoming:

   (i) Trash or refuse fires, camp fires, and charcoal fires are prohibited;

   (ii) Petroleum fueled stoves, lanterns, or heating devices are only permitted if such devices meet the fire underwriters' specifications for safety;

   (iii) Smoking is prohibited except within enclosed vehicles or buildings, developed recreation sites, or while stopped in an area at least three (3) feet in diameter that is barren or cleared of all flammable materials. Cigarettes, cigars, and pipe tobacco must be extinguished and disposed of properly and are prohibited from being thrown out from vehicles;

   (iv) Use of acetylene cutting torches or electric arc welders are permitted, if used in a cleared areas ten (10) feet in radius, and a shovel and a pressurized fire extinguisher are present at site;

   (v) Propane or open fire branding activities are permitted, if in cleared areas ten (10) feet in radius, and a shovel and pressurized fire extinguisher are present at the site;

   (vi) Internal or external combustion engines including chainsaws, ATV's and motorcycles shall have approved spark arrestors;

   (vii) Use of a chainsaw is permitted, if it has a proper spark arrestor, and a shovel and pressurized fire extinguisher are present at the site; and

   (viii) Discharge of fireworks are prohibited except as authorized by a permit granted by the Board of County Commissioners for public display.

3. All other open burning or outdoor fires are prohibited except as authorized by a permit granted by the County Fire Warden. Applications for a Burn Permit are available from the County

Fire Warden. If the County Fire Warden denies the Application the matter may be appealed to the Board of County Commissioners at their next regular monthly meeting by contacting the County Clerk. The County Fire Warden shall have the authority to determine the terms and conditions of the permit including requirements for proof of liability insurance.

4. The ban does not include the listed exceptions set forth in Wyoming Statute 35-10-204, the areas within the incorporated cities and towns within Crook County, or federal lands managed by the Forest Service, Devil's Tower National Monument, and BLM. These entities may impose more or less restrictive regulations.

5. The County Fire Warden shall immediately provide a copy of this Resolution to the County Sheriff, State Land Commissioners, Bureau of Land Management, National Park Service, Keyhole State Park and State Forester and other state and federal agencies.

6. The County Fire Warden shall immediately post the fire ban signs throughout the county and notify the public through advertisement in each newspaper published in the County, by press release to the Radio and TV stations broadcasting within Crook County, by the Public Alert system, the WYDOT 511 system, County Web Site www.crookcounty.wy.gov and any other method that would economically notify the public.

7. The County Fire Warden has the authority to temporarily lift and or reimpose this Burn Restriction and shall provide notice as set forth in paragraph 6 above.

Motion made, seconded and carried in an open meeting on June 8, 2016

BOARD OF COUNTY COMMISSIONERS IN AND FOR CROOK COUNTY, WYOMING

BY Kelly B Dennis
KELLY B. DENNIS, CHAIRMAN

BY Jeanne A. Whalen
JEANNE A. WHALEN, VICE-CHAIRWOMAN

BY Steve J. Stahla
STEVE J. STAHLA, MEMBER

State of Wyoming }
}
County of Crook }

Signed or attested before me on June 8, 2016 by Kelly B. Dennis, Chairman, Jeanne A. Whalen, Vice-Chairwoman and Steve J. Stahla, Member, Board of Crook County Commissioners in and for Crook County, Wyoming.

(Seal)

Linda Fritz
LINDA FRITZ, CROOK COUNTY CLERK
My term of office expires January 7, 2019

MY TERM EXPIRES THE FIRST MONDAY IN JANUARY 2019