RESOLUTION NO. 2015-8
OPEN BURNING RESTRICTION AND BAN ON THE USE OF FIREWORKS

WHEREAS, a potentially severe to extreme fire situation exists throughout Crook County, created by a heavy fuel load and dry conditions, 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 Crook 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, Gari Gill has recommended that open burning restrictions be imposed throughout the county after a reasonable time for notice; 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 begin April 11, 2015 and end no later than October 15, 2015 unless temporarily lifted or reimposed 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 beginning on April 11, 2015 and ending no later than October 15, 2015 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:

a. Trash or refuse fires between the hours of 8:00 p.m. and 6:00 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 the site are permitted.
b. Attended campfires contained within an established fire ring, no larger than three (3) feet in radius, and located within a cleared area ten (10) feet in radius and a shovel and fire suppression means are present at the site are permitted.
c. Charcoal fires within enclosed grills located within a cleared area ten (10) feet in radius and a shovel and fire suppression means are present at the site are permitted.
d. Use of acetylene cutting torches or electric arc welders in cleared areas ten (10) feet in radius, and a shovel and fire suppression means are present at the site are permitted.
e. Propane or open branding activities, in cleared areas ten (10) feet in radius, and a shovel and fire suppression means are present at the site are permitted.
f. Internal or external combustion engines including chainsaws, ATV's and motorcycles shall have approved spark arrestors.
g. Use of a chainsaw is permitted, if it has a proper spark arrestor, and a shovel and fire suppression means are present at the site.
h. Discharge of fireworks are prohibited except as authorized by a permit granted by the County Fire Warden 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.

Motion made, seconded and carried in an open meeting on April 7, 2015

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-CHAIRMAN

BY Steve J. Stahla
STEVE J. STAHLA, MEMBER

State of Wyoming }
}
County of Crook }

Signed or attested before me on April 7, 2015 by Kelly B. Dennis, Chairman, Jeanne A. Whalen, Vice-Chairman 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