

**THE BOARD OF COUNTY COMMISSIONERS
OF TELLER COUNTY, COLORADO**

RESOLUTION NO. 07-03-18 (27)

**A RESOLUTION TO REVISE AND UPGRADE
THE EXISTING STAGE II FIRE BAN TO A STAGE III FIRE BAN
THAT RESTRICTS OPEN BURNING IN TELLER COUNTY, COLORADO**

WHEREAS, existing extreme dry conditions throughout the region have left Teller County in a very vulnerable condition for wildfires;

WHEREAS, open burning can be a prime cause of wildfire in Teller County;

WHEREAS, current conditions and circumstances of extreme fire hazard exist throughout Teller County and necessitate the imposition of elevated Stage III Fire Ban restrictions on open burning to protect the health, safety and welfare of the public;

WHEREAS, the Sheriff of Teller County, Colorado, the Office of Emergency Management, and the Teller County Fire Chiefs, have requested immediate Stage III Fire Ban restrictions on open burning in the unincorporated areas of Teller County;

WHEREAS, this resolution is intended to implement the open fire ban authorized by Teller County Ordinance #17 and by virtue of the authority vested in the Board by the laws and Constitution of Colorado, including specifically C.R.S. 30-15-401(1)(n.5); and

WHEREAS, the Board of County Commissioners hereby finds, determines and declares that adoption of this resolution is necessary for the preservation and protection of the public health, safety and welfare of the inhabitants of Teller County.

NOW, THEREFORE BE IT RESOLVED by the Board of County Commissioners of Teller County, Colorado that:

1. Open burning is banned on private and public lands in Teller County, State of Colorado, except as allowed for by this Resolution.
2. **DEFINITION: OPEN BURNING**: For purposes of this Resolution, "open burning" shall be defined as any outdoor fire, including but not limited to campfires, warming fires, charcoal grill fires, all explosives, firing of model rockets, welding or operating an acetylene or other torch with open flame, all outdoor welding and cutting activities with an open flame, the prescribed burning of fence rows, fields, wildlands, trash and debris, and use of fireworks.
3. The following acts are **PROHIBITED** on private and public lands in Teller County,

State of Colorado, except as allowed for by this Resolution:

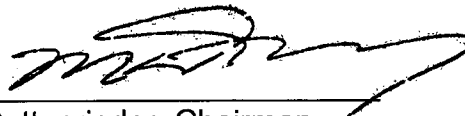
- a. Open burning;
 - b. The use of gas, liquid or propane barbeques, gas stoves or lanterns, smokers, pellet stoves, propane and natural gas fueled warming fires, pellet stoves, and electrical stoves;
 - c. Burning of rubbish at any time (rubbish includes paper, garbage, trash, useless waste, rejected or unused matter, organic or inorganic refuse, rejected or waste foods, offal, and tires);
 - d. Smoking, except within an enclosed vehicle, trailer, or non-commercial building;
 - e. Operating or using any internal combustion engine, including but not limited to chainsaws, lawnmowers, generators and all-terrain vehicles, unless equipped with a spark arresting device properly installed, maintained, and an effective working order meeting either Department of Agriculture, Forest Service Standard 5100-1a or Society of Automotive Engineers (SAE) recommended practice J335(b) and J350(a);
 - f. Operating a chainsaw, unless a chemical pressurized fire extinguisher of not less than 2-A10BC capacity by weight is in the operator's immediate vicinity, and one size 0 or larger round, pointed shovel with an overall length of at least 36 inches is with fueling supplies and is readily available;
 - g. Discharging of firearms, including target and recreational shooting on private and public lands, or the use of exploding targets, unless under the circumstances described in C.R.S. § 30-15-302;
 - h. The use of an explosive, blasting caps, or any other incendiary device, including the use of any model rockets; and
 - i. Parking in any areas containing vegetation, including but not limited to grassy areas.
4. The following exemptions apply to this Stage III Fire Ban:
- a. Any Federal, State or local officer or member of an organized rescue or firefighting force in the performance of an official duty is exempted from this restriction.
5. Possession of a current Teller County Burn Permit **does not** constitute an exemption to this Resolution. Open burning normally regulated by a Teller County

Burn Permit is **not allowed**.

6. Pursuant to CRS 18-9-117(1)(g) this Resolution shall be enforced by the Sheriff of Teller County or by the administering agencies of state and federal lands located therein.
7. These Stage III Fire Ban restrictions on open burning shall be in effect beginning July 3, 2018, at 11:00 a.m. and shall remain in effect until amended or rescinded.
8. This resolution and restriction rescinds and replaces the Stage II Fire Ban enacted by Teller County Resolution 5-29-2018(20).

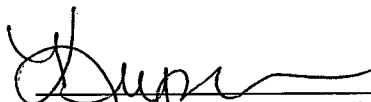
APPROVED THIS 3th DAY OF JULY 2018 AT AN EMERGENCY MEETING OF THE BOARD OF COUNTY COMMISSIONERS OF TELLER COUNTY, COLORADO HELD AT THE FLORISSANT FOSSIL BEDS NATIONAL MONUMENT VISTOR CENTER, COLORADO.

**BOARD OF COUNTY COMMISSIONERS
OF TELLER COUNTY, COLORADO**



Marc Dettenrieder, Chairman

ATTEST:



Krystal Brown,
Clerk & Recorder