

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

RESOLUTION NO. 08-27-2020 (23)

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

WHEREAS, existing dry conditions throughout the region have left Teller County in a very vulnerable condition for wildfires and 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 II Fire Ban restrictions on open burning to protect the health, safety and welfare of the public.

WHEREAS, the Sheriff of Teller County, the Office of Emergency Management, and the Teller County Fire Chiefs, in consultation with the administering agencies of the state and federal public lands within Teller County, Colorado, have requested immediate Stage II 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 Ordinance #17 and pursuant to the authority vested in the Board by the laws and Constitution of Colorado, including specifically C.R.S. 30-15-401(1)(n.5).

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 as follows:

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 fires, all outdoor welding and cutting activities with an open flame, all explosives, firing of model rockets, use of fireworks, and the prescribed burning of fence rows, fields, wildlands, trash and debris. This Resolution does not apply to commercial fireworks within city limits.
3. This Resolution does not restrict use of gas, liquid or propane barbeques, gas stoves or lanterns that are at least 10 feet away from combustible walls or roofs, or other combustible materials.
4. This Resolution does not restrict the use of chainsaws with approved fire extinguishment equipment readily available.

5. This Resolution does not restrict the use of fires in fireplaces within buildings anywhere within Teller County.
6. This Resolution does not restrict use of fused explosives on designated mining property or by special permit issued by the Sheriff.
7. Smoking is limited to enclosed vehicles.
8. The burning of irrigation ditches in Teller County is prohibited by this Resolution except for ditches located within and completely surrounded by irrigated farmlands where such burning is necessary for crop survival.
9. Burning of Rubbish is PROHIBITED in Teller County 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.
10. 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. An exemption to this Resolution may be granted only by the administering agency, and only if the proposed action is deemed by the Sheriff or the state or federal administering agency to be safe. **Possession of a current Teller County Burn Permit does not constitute an exemption. Open burning normally regulated by these permits is not allowed.**
11. These Stage II Fire Ban restrictions on open burning shall be in effect beginning August 27, 2020, at 12:00 p.m. and shall remain in effect until amended or repealed by a further resolution of the Board.
12. This Resolution and restriction rescinds and replaces the Stage I Fire Ban enacted by Teller County Resolution 4-30-2020(14).

APPROVED THIS 27th DAY OF AUGUST 2020 AT THE REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS OF TELLER COUNTY, COLORADO.

BOARD OF COUNTY COMMISSIONERS
OF TELLER COUNTY, COLORADO



Marc Dettenrieder, Chairman

ATTEST:



Krystal Brown, Clerk & Recorder

Deputy Clerk

