

**RESOLUTION
2012 -0320-001**

CONDITIONAL BAN OF OPEN FIRES WITHIN UNINCORPORATED AREAS OF PHILLIPS COUNTY

WHEREAS, the Board of County Commissioners of Phillips County, Colorado, pursuant to Colorado statute, is vested with the authority of administering the affairs of Phillips County, Colorado, and

WHEREAS, pursuant to C.R.S. 30-15-401(1)(n.5), the Board has the authority to ban open fires to a degree and in any manner it deems necessary to reduce the danger of wildfires within those portions of the unincorporated areas of the County where the danger of forest or grass fires is found to be high, based on competent evidence, and

WHEREAS, because of above average warm temperatures and well below average precipitation, creating a 15% or less moisture level in thousand hour fuels, there exists an extremely high fire danger for all unincorporated areas of Phillips County on red flag warning days, and

WHEREAS, the Phillips County Sheriff has recommended that the Board adopt this resolution, for the purpose of banning open fires in the unincorporated areas of Phillips County on red flag warning days.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PHILLIPS COUNTY, COLORADO

1. Competent evidence exists to believe that there exists an extremely high fire danger for all the unincorporated areas of Phillips County on those days where red flag warnings are issued.
2. As a result of the potentially extreme high fire danger, pursuant to C.R.S. § 30-15-401(1)(n.5), the Board hereby conditionally bans open fires in the unincorporated areas of Phillips County on all National Weather Service red flag warning days.
3. Definitions:
 - A. "Open fires": any open burning, including camp and cooking fires; except smoking, except within an enclosed building or vehicle. Open fires shall not include:
 - 1) Fires in camp stoves or grills, fueled by bottled gas or pressurized liquid fuels, and specifically designed for cooking or heating purposes.
 - 2) Fires in permanently constructed stationary masonry or metal fireplaces or grates specifically designed for the purposes of combustion.
 - 3) Fires in commercially operated wood and/or charcoal fired grills designed for cooking.
 - B. "Fireworks": any item so defined in C.R.S. §12-28-101
4. The following activities are hereby deemed to be "open fires: for the purposes of this Resolution and are subject to the ban:
 - A. Building, maintaining, attending or using any open fire to burn trash, debris, fence rows, or vegetation, any campfire, warming fire, or charcoal grill, except in a fireplace or grill designed for such fires.

- B. Lighting of fireworks of any kind, EXCEPT the fireworks organized and run by the City of Holyoke and the Town of Haxtun and their respective Fire Departments.
- C. Disposing of any burning material or material hot enough to cause the ignition of weeds or grass such as cigarette or cigar butts or hot coals except in a fireproof receptacle designed for such disposal.

- 5. There will be no exemption under a Red Flag Warning.
- 6. This open fire ban shall remain in effect until rescinded by a resolution of the Board of County Commissioners.

DATED this 20th day of March, 2012.

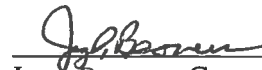
**BOARD OF COUNTY COMMISSIONERS
PHILLIPS COUNTY, COLORADO**



K. Joe Kinnie, Chairman

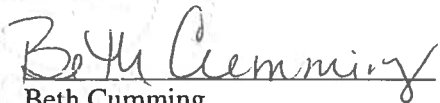


Quentin "Bud" Biesemeier



Jerry Beavers, Commissioner

(SEAL)



Beth Cumming
County Clerk