

**BOARD OF COUNTY COMMISSIONERS
HINSDALE COUNTY, COLORADO**

**RESOLUTION 11
Series 2019**

**A RESOLUTION DECLARING A LOCAL DISASTER EMERGENCY DUE TO
POST-AVALANCHE EVENTS WHICH RESULTED IN MASSIVE AMOUNTS OF
DEBRIS IN WATERWAYS**

WHEREAS, § 24-33.5-701, *et seq.*, C.R.S., as amended, provides procedures for statewide and local prevention of, preparation for, response to, and recovery from disasters; and

WHEREAS, pursuant to § 24-33.5-703(3), C.R.S., as amended, a "disaster" is defined to mean "the occurrence or imminent threat of widespread or severe damage, injury, or loss of life or property resulting from any natural cause or cause of human origin, including but not limited to fire, flood, earthquake, wind, storm, wave action, hazardous substance incident, oil spill, or other water contamination requiring emergency action to avert danger or damage, volcanic activity, epidemic, air pollution, blight, drought, infestation, explosion, civil disturbance, hostile military or paramilitary action, or a condition of riot, insurrection, or invasion existing in the state or in any county, city, town, or district of the state"; and

WHEREAS, pursuant to § 24-33.5-703(3.5), C.R.S., as amended, an "emergency" is defined to mean "an unexpected event that places life or property in danger and requires an immediate response through the use of state and community resources and procedures;" and

WHEREAS, pursuant to § 24-33.5-709(1), C.R.S., a local disaster may be declared "only by the principal executive officer of a political subdivision;" and

WHEREAS, County Administrator, Jami Scroggins, acting as Principal Executive Officer, verbally declared a local disaster emergency at 3:00 p.m. on May 2, 2019 along with Vice-Chair of the Hinsdale County Board of County Commissioners, Susan Thompson; and

WHEREAS, pursuant § 24-33.5-709(1), C.R.S., as amended, the declaration of a local disaster "shall not be continued or renewed for a period more than seven days except by or with the consent of the governing board of the political subdivision;" and

WHEREAS, pursuant to § 24-33.5-709(1), C.R.S., as amended, any order declaring, continuing, or terminating a local disaster emergency "shall be given prompt and general publicity and shall be filed promptly with the clerk and recorder." and

WHEREAS, pursuant to § 24-33.5-709(2), C.R.S., as amended, the effect of declaring a local disaster emergency "is to activate the response and recovery aspects of any applicable local and interjurisdictional disaster emergency plans and to authorize the furnishing of aid and assistance under

such plans; and

WHEREAS, Hinsdale County is outside of its capabilities with both technical assistance, and financial resources due to potential issues with dams, bridges, debris in the waterway, monitoring and trigger points, and alerts and warnings; and

WHEREAS, power outages, displaced residents, damage to property, loss of critical infrastructure, and bodily harm could occur.

NOW, THEREFORE, BE IT RESOLVED BY THE HINSDALE COUNTY BOARD OF COUNTY COMMISSIONERS, that said local disaster emergency initially declared on May 2, 2019 is hereby affirmed and declared to continue pursuant to § 24-33.5-709, C.R.S., until otherwise terminated by the Hinsdale County Board of County Commissioners.

INTRODUCED by Commissioner Susan Thompson, seconded by Commissioner Kristie Borchers and passed this 4th day of May 2019.



**BOARD OF COUNTY COMMISSIONERS
OF HINSDALE COUNTY, COLORADO**

By: _____

Stan Whinnery, Chairman

ATTEST:

Joan Roberts

Joan Roberts, County Clerk & Recorder

AFFIRMED BY:

Jami Scroggins
Jami Scroggins, Hinsdale County Administrator

AND

Susan Thompson
Susan Thompson, Vice-Chair
Hinsdale County Board of County Commissioners