

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

RESOLUTION NO. 12, SERIES 2020

**RESOLUTION IMPLEMENTING STAGE ONE FIRE RESTRICTIONS
IN ALL AREAS OF UNINCORPORATED HINSDALE COUNTY**

WHEREAS, pursuant to § 30-15-401(1)(n.5), C.R.S., on July 2, 2012, the Board of County Commissioners of Hinsdale County, Colorado (“Board”) adopted “An Ordinance Establishing a Permanent Process to Periodically Ban Open Fires Within Unincorporated Areas of Hinsdale County, Colorado (“Fire Ban Ordinance”); and

WHEREAS, pursuant to the Fire Ban Ordinance and Colorado law, the Board has the authority at any meeting, by resolution, to ban open fires to a degree and in a manner that the Board deems necessary to reduce the danger of wildfires within those portions of unincorporated Hinsdale County where the danger of forest or grass fires is found to be high based on competent evidence; and

WHEREAS, the Board desires to implement Stage 1 fire restrictions in all unincorporated areas of Hinsdale County; and

WHEREAS, Hinsdale County Sheriff Chris Kambish has reported to the Board that the current danger of forest and grass fires is high in all areas of unincorporated Hinsdale County; and

WHEREAS, in addition, U.S. Forest Service lands and Bureau of Land Management lands in Hinsdale County are also scheduled to go into Stage 1 fire bans today or within the immediate future; and

WHEREAS, the Board has determined that the danger of forest and/or grass fires in all areas of unincorporated Hinsdale County is high at this time and Stage 1 fire restrictions are necessary and appropriate in all areas of unincorporated Hinsdale County based on the competent evidence outlined above and other sources; and

WHEREAS, this Resolution is necessary for the preservation of public health, safety and welfare.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Hinsdale County, Colorado that this Resolution No. 12, Series 2020, is hereby adopted to implement Stage 1 fire restrictions in the entirety of unincorporated Hinsdale County. Said Stage 1 fire restrictions contemplated hereby shall go into effect as of **Thursday August 20, 2020 at 12 p.m. and shall be in place in the entirety of unincorporated Hinsdale County until further notice**, as follows:

1. The following activities are prohibited:

- a. Building, maintaining, attending, or using a fire, campfire, charcoal barbecues/grills or stove fires;

EXCEPTION: Building, maintaining, attending or using a fire, including charcoal, in constructed, permanent fire pits or fire grates within developed recreation sites or on private property is permissible, unless otherwise prohibited by order of the U.S. Forest Service or U.S. Bureau of Land Management on lands under said jurisdictions. The use of portable stoves, lanterns using gas, jellied petroleum, pressurized liquid fuel or a fully enclosed (sheepherder type) gas stoves or grills with a ¼” spark arrester type screen are also permitted.

- b. Using explosive materials, including but not limited to, fireworks; and
- c. Smoking, except in an enclosed vehicle, trailer, building or tent, a developed recreation site, or while stopped in an area at least three feet in diameter that is barren or cleared of all flammable material.

2. The following activities are permitted:

- a. Cooking on manufactured liquid fuel and propane grills;
- b. Campfires in pre-fabricated concrete/metal fire enclosures in established campgrounds (USFS, NPS, BLM, privately owned), unless otherwise prohibited by order of the U.S. Forest Service or U.S. Bureau of Land Management on lands under said jurisdictions; and
- c. Fires in chiminea type manufactured enclosures on private property.

3. The following persons are exempt from the prohibitions of this Resolution:

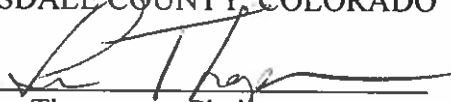
- a. Any local, state, or federal officer, or member of an organized emergency operation (i.e. fire, EMS, search and rescue, law enforcement, etc.); and
- b. Persons with a permit from the Hinsdale County Sheriff’s Department specifically authorizing the otherwise prohibited activity.

4. Violations of this Resolution shall be punishable according to the penalty and fine provisions contained in the Fire Ban Ordinance.

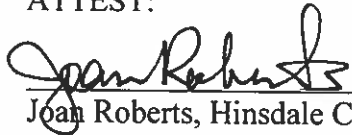
ADOPTED AND APPROVED this 20th day of August 2020.

INTRODUCED by Commissioner Borchers, seconded by Commissioner Gutterman, and adopted on this 26th day of August, 2020.

BOARD OF COUNTY COMMISSIONERS
OF HINSDALE COUNTY, COLORADO

By: 
Susan Thompson, Chair

ATTEST:


Joan Roberts, Hinsdale County Clerk

