

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

**RESOLUTION No. 4
Series 2019**

**A RESOLUTION DECLARING A LOCAL DISASTER EMERGENCY IN RESPONSE TO
MULTIPLE AVALANCHES IN HINSDALE COUNTY**

WHEREAS, pursuant to § 24-33.5-702, *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 of property in danger and requires an immediate response through the use of state and community resources and procedures;"

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, pursuant to § 24-33.5-709(1), C.R.S., County Administrator Jami Scroggins, acting as principal executive officer of Hinsdale County, verbally declared a local emergency at 8:00 a.m. on 3/12/2019; 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 in excess of 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 county clerk and recorder, city clerk, or other authorized record-keeping agency and with the office of emergency management;" 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 and all applicable local and interjurisdictional disaster emergency plans and to authorize the furnishing of aid and assistance under such plans;" and

WHEREAS, Hinsdale County is continuing to assesses the situation and come up with options to ensure the health, safety and welfare of Hinsdale County and its citizens, visitors and inhabitants, and;

WHEREAS, power outages, displaced residents, damage to property and bodily harm have occurred and are likely to continue to occur.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Hinsdale County, Colorado that there is hereby declared a local disaster emergency pursuant to §24-33.5-709, C.R.S., as stated above.

INTRODUCED by Commissioner Susan Thompson, seconded by Commissioner Kristie Borchers and passed this 13th day of March 2019.



BOARD OF COUNTY COMMISSIONERS
OF HINSDALE COUNTY, COLORADO

By: [Signature]
Stan Whinnery, Chair

Joan Roberts by
Joan Roberts, County Clerk & Recorder
[Signature], Deputy Clerk