

**RESOLUTION
OPEN BURNING RESTRICTIONS**

WHEREAS, an extreme fire situation exists throughout Weston County, created by a heavy fuel load and dry summer conditions, that have created situations that over-extend the firefighting capability of local government; and

WHEREAS, Wyoming Statute 35-9-301 through 304 provides that upon the recommendation of the County Fire Warden, the Board of Weston County Commissioners may close the area to any form of use by the public or limit such use which shall include the prohibition of any type of open fire for such periods of time as the Board may deem necessary and proper; and

WHEREAS, the County Fire Warden, Daniel Tysdal, has recommended that further open burning restrictions be imposed throughout the county after a reasonable time for notice; and

WHEREAS, Wyoming Statutes 35-10-201 through 208 allow for the regulation of fireworks; and

WHEREAS, any violation of this resolution may be in violation of W.S. 35-9-304 punishable by up to 30 days in jail and up to a \$100.00 fine or both together with restitution for the cost of fire suppression and damages to others caused by the violation of this resolution; and

WHEREAS, this updated open burning restriction and ban on the use of fireworks shall begin July 27, 2012 and replace Resolution Number 12-06.

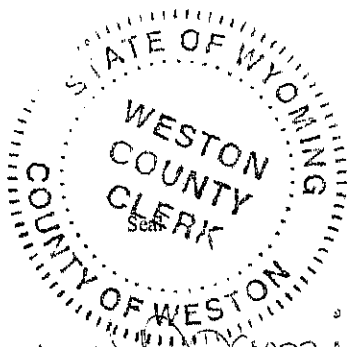
NOW THEREFORE, BE IT RESOLVED THAT THE WESTON COUNTY COMMISSIONERS HEREBY RESOLVE the following:

1. The discharge of fireworks and all outdoor fires are prohibited in the unincorporated area of Weston County except as provided below:
 - (i) Trash or refuse fires between the hours of 7:00 p.m. and 7:00 a.m., inside containers provided with a spark arrester and located within a cleared area twenty feet in radius and a shovel and fire suppression means are present at site, are permitted.
 - (ii) Smoking is prohibited except within an enclosed vehicle or building, a developed recreation site, or while stopped in a cleared area at least ten feet in radius.
 - (iii) Charcoal fires within enclosed grills located within a cleared area twenty feet in radius and a shovel and fire suppression means are present at site, are permitted.
 - (iv) Use of acetylene cutting torches or electric arc welders in cleared areas twenty feet in radius, and a shovel and fire suppression means are present at site, are permitted.
 - (v) Propane branding activities, in cleared areas twenty feet in radius, and a shovel and fire suppression means are present at site, are permitted.
 - (vi) Internal or external combustion engines including chainsaws, ATVs and motorcycles shall have approved spark arrestors.
 - (vii) The listed exceptions set forth in Wyoming Statue 35-10-204.
 - (viii) Any federal, state, or local officer or member of an organized rescue or firefighting force in the performance of an official duty.
 - (ix) These restrictions do not include the areas within incorporated cities and towns in Weston County or federal lands, as these entities may impose more or less restrictive regulations.

2. The County Sheriff, State Forester and other state and federal agencies will be provided a copy of this Resolution when it has been processed.

MADE, DETERMINED AND RESOLVED this 17 day of July, 2012.

BOARD OF COUNTY COMMISSIONERS, WESTON COUNTY, WYOMING



Tom W. Bruce
 Tom W. Bruce, Chairman
 Weston County Commissioners

Attest: *Mamie C. Krank*
 Mamie C. Krank, Weston County Clerk