

95-8

WESTON COUNTY RESOLUTION
RESOLUTION CLOSING WESTON COUNTY DUE TO EXTREME FIRE DANGER

WHEREAS, the Weston County, Wyoming Fire Warden has recommend on this day the closing of all areas within the boundaries of Weston County, Wyoming, to the use of open fires and the closing of all lands within Weston County, Wyoming, owned by this County or in which this County owns an interest, from the use of incendiary devises, for an indefinite period; and,

WHEREAS, Weston County, Wyoming is currently under extreme drought conditions and fire danger is extremely high; and,

WHEREAS, the high fire danger in Weston County is aggravated by open burning and the use of incendiary devices, and

WHEREAS, Wyoming Statues 35-9-301 and 35-9-302 provide authority to boards of County Commissioners in the State of Wyoming, if certain conditions met, to "...close the area to any form of use by the public or may limit such use upon the recommendation of the County Fire Warden.", including prohibition of any type of open fire"...for such period of time as the Board of County Commissioners may deem necessary and proper."; and,

WHEREAS, Weston County, Wyoming has the inherent power and authority to regulate, limit and prohibit activities and uses of lands and premises owned by Weston County, Wyoming or in which Weston County, Wyoming holds a legal interest; and,

WHEREAS, based upon the recommendations of the Weston County Fire Warden, and the information provided by him to this Board of County Commissioners, it is deemed necessary and proper to prohibit and limit the use of open fires and incendiary devices in Weston County, Wyoming, for so long as high fire danger conditions continue to exist.

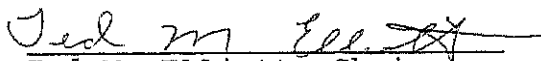
NOW THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Weston County, Wyoming, that effectively commencing August 23, 1995, at 1:00 o'clock P. M., the open burning of fires in Weston County, Wyoming, is hereby banned within the entire boundaries of Weston County, Wyoming. Further, that the ignition or detonation or exploding of incendiary devices including, but not limited to, Class A, B, and/or C fireworks upon or within lands owned by Weston County or in which Weston County holds or owns an interest, including, but not limited to, county roads, easements, rights-of-way, county parks and/or recreation areas, is hereby banned. Further, the Weston County Fire Warden shall promptly notify the Board of County Commissioners when the high fire danger is mitigated and has

decreased and, upon such notice, the Board of County Commissioners shall determine if and when and under what conditions the closing and limitations contained herein may or should be continued, modified or rescinded.

BE IT FURTHER RESOLVED, that the penalties provided in Wyoming Statutes 35-9-304 may be imposed for violations of this resolution, to wit: A fine not to exceed One Hundred Dollars (\$100.00) or imprisonment in the Weston County Jail for not to exceed thirty (30) days, or both such fine and imprisonment.

BE IT FURTHER RESOLVED, that the Weston County Fire Warden shall notify the Wyoming State Forester at 1100 West 22nd Street, Cheyenne, Wyoming 82002, of the closure and limitations provided for in this Resolution as well as any and all subsequent modifications hereto and/or rescission hereof, as the case may be.

APPROVED, PASSED and ADOPTED, this 2nd day of August, 1995.


Ted M. Elliott, Chairman