

Las Animas County



Board of County Commissioners

Luis A Lopez II
Commissioner

Mack R Loudon
Commissioner

Dean A Moltrer
Commissioner

**A Resolution of the Board of County Commissioners
of Las Animas County, Colorado,
establishing a STAGE 1 FIRE BAN within unincorporated Las Animas County
with specified allowances on open fires
and appending allowances to require added fire suppression resources during
fire mitigation and large-scale construction activities**

Resolution No. 18-030

- Whereas,** Pursuant to C.R.S. 30-14-401(n.5), the Las Animas County Board of Commissioners has the general power and authority to adopt a resolution as deemed necessary for the control of open fires and to establish restrictions that may be necessary to protect the health, safety and general welfare of the citizens of Las Animas County; *and*
- Whereas,** Due to successive years of drought conditions, Las Animas County is markedly susceptible to wildfire incidents which are prone to occur in such dry conditions; *and*
- Whereas,** Las Animas County has experienced lower than normal seasonal precipitation during preceding months which has increased the threat of fire danger; *and*
- Whereas,** the Fire Behavior Research Department of U.S. Forest Service has declared that Las Animas County exists adjacent to and lies partially within an area presently classified to be at an “above normal” risk of “Significant Fire Potential”; *and*
- Whereas,** Acting County Sheriff Derek Navarette, in his capacity as County Fire Warden, is authorized under provisions of C.R.S. 30-10-512 and C.R.S. 30-10-513 to assume forest and /or prairie fire management, *and*
- Whereas,** changing fire conditions require that restrictions be established and implemented as to mitigate, as much as possible, the threat of fire to the citizens of Las Animas County; *and*
- Whereas,** The Las Animas County Board of Commissioner believed that, based on the Wildland Fire Outlook rating recently established by the National Interagency Fire Center Predictive Services, it is necessary and prudent

to establish a **STAGE 1 fire ban** with certain open fire allowances in an attempt to reduce the risk of forest and /or prairie fire to Las Animas County.

Now, therefore, be it Resolved by the Board of County Commissioners of Las Animas County, Colorado, that:

1. Las Animas County hereby **BANS** all open fires within Las Animas County thereby establishing a formal **STAGE 1 FIRE BAN** with the following allowances (***all permitted activities shall be diligently supervised and never left unattended:***):
 - a) Campfires, warming fires and charcoal fires in permanent fire rings with covering grates located within a developed commercial campground or picnic ground on public property
 - b) LP gas or liquid fueled stoves and appliances which allow the operator to turn the flame on and off
 - c) Fireplaces within enclosed building which are equipped with adequate spark arrestors
 - d) Combustion engines, all-terrain vehicles and/or chainsaws with adequate spark arrestors and all types of welders with a spotter provided that the operator has with him/her a pressurized chemical fire extinguisher of no less than five (5) pounds of capacity, a size 0 (or larger) round-pointed shovel with an overall length of no less than thirty-six (36) inches, and a container of water no less than five (5) gallons. The use of combustion engines and chainsaws shall conclude by 4:00 P.M. each day and the site where such equipment has been used shall be monitored for a minimum of one (1) hour following the conclusion of use
 - e) Smoking of tobacco products in open non-combustible areas of no less than five foot (5') in radius and in conformance with other applicable laws (including the Clean Indoor Air Act of 2006) and shall include proper disposal of all cigarette and cigar butts
 - f) Burning of vegetative waste is permitted **ONLY UPON** the issuance of valid Controlled Burn Permit issued by the Las Animas County Fire Warden and authorized fire protection district. **Agricultural burns must also have valid Controlled Burn Permit from Fire Warden and fire protection district having jurisdiction. By state statute definition, an agricultural burn is the burning of non-woody vegetation in irrigation ditches and/or cultivated fields by an agricultural producer. Burning conditions may vary in different areas of the county as current fuel conditions, fuel types and amount of precipitation received is not uniform. No burning will be conducted on RED FLAG or Fire Weather Watch Days as issued by NOAA.**
 - g) Fire suppression activities undertaken by fire suppression agencies utilizing any or all types of fire controls to mitigate fire dangers and/or combat wildfires as determined prudent and necessary

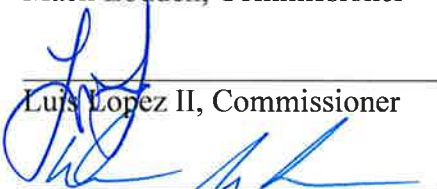
- h) Any large-scale fire mitigation and/construction-related project, or any activity that will require the use of large equipment, must have no less than two hundred (200) gallons of water available at the project site and
Arrange for fire suppression through that associated fire protection district or arrange for an on-site, district-approved outside fire suppression source (private contractor)
2. The use of exploding targets is prohibited unless prior approval is obtained from Las Animas County Fire Warden and authorized fire protection district.
 3. The use of cracker shells and screamers provided by the Division of Parks & Wildlife, for use on irrigated land is allowed with prior approval from Las Animas County Fire Warden and authorized fire protection district.
 4. All orders, resolutions, bylaws, or regulations of the County, or parts thereof, inconsistent with this Resolution are hereby repealed to the extent only of such inconsistency.

Upon motion made and seconded, and an affirmative vote, the Resolution was adopted this 4th day of September 2018

By Order of the Board of County Commissioners of Las Animas County, Colorado.



Mack Loudon, Commissioner



Luis Lopez II, Commissioner



Dean A. Moltre, Commissioner

Attest:



Patricia M. Vigil, Las Animas County Clerk & Recorder