

RESOLUTION No. 2013-024

**A RESOLUTION OF THE
BOARD OF COUNTY COMMISSIONERS OF OURAY COUNTY, COLORADO
AUTHORIZING FIRE RESTRICTIONS AND LIMITED FIRE BAN
WITHIN THE UNINCORPORATED AREAS OF OURAY COUNTY, COLORADO**

WHEREAS, the Board of County Commissioners of Ouray County, Colorado ("Board") is empowered under C.R.S. § 30-11-107(e) to provide for the management of the business and concerns of the County; and

WHEREAS, pursuant to C.R.S. § 30-15-401(1)(n.5), the Board has the power to adopt an ordinance to ban open fires to a degree and in a manner that is deemed necessary to reduce the danger of wildfires; and

WHEREAS, the Board adopted Ordinance No. 02-01 on June 3, 2002 entitled "Ordinance Concerning the Ban of Open Fires, Contained Open Fires and Fireworks"; and

WHEREAS, the Sheriff of Ouray County is authorized by C.R.S. 30-10-512 to act as the fire warden for the county as to direct wildfire suppression pursuant to C.R.S. 30-10-512; and

WHEREAS, the Board has received competent evidence from the Sheriff that due to dry conditions in parts of Ouray County, as well as in surrounding counties, it may become necessary to adopt Stage 1 fire restrictions prior to the end of June; and

WHEREAS, the Board desires to authorize the Sheriff to implement and lift such fire restrictions and limited bans as he deems necessary to protect the County from wildfire danger, subject to notification to the Board and approval by the Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF OURAY COUNTY, COLORADO, AS FOLLOWS:

1. The Sheriff is hereby authorized to implement Stage 1 or 2 fire restrictions and limited fire bans as he deems necessary in coordination with local fire districts and other surrounding counties and as deemed necessary to protect property and human life.
2. The Sheriff is further authorized to lift any such fire restrictions or limited fire bans as he deems appropriate upon improved fire conditions.
3. The Board shall be immediately notified of decisions of the Sheriff and such decisions shall be reviewed by the Board and are subject to ratification or reversal by the Board within 72 hours of implementation, or at the next meeting of the Board.
4. This Resolution shall expire on September 30, 2013.

APPROVED AND ADOPTED THIS 12th DAY OF JUNE 2013.

Voting for: Commissioners Fedel, Padgett and Batchelder
Voting against: None



BOARD OF COUNTY COMMISSIONERS
OF OURAY COUNTY, COLORADO

F. Mike Fedel
F. Mike Fedel, Chair
Lynn M. Padgett
Lynn M. Padgett, Vice-Chair

Michelle Nauer

Michelle Nauer, Clerk and Recorder
By: Linda Munson-Haley, Deputy Clerk of the Board

Don Batchelder

Don Batchelder, Commissioner

