RESOLUTION NO. 298
OPEN BURNING RESTRICTION

WHEREAS, a potentially severe to extreme fire situation exists throughout Washakie County, created by a heavy fuel load and EXTREMELY dry summer conditions, could create situations that over-extend the fire fighting capability of local government; and,
WHEREAS, Wyoming Statute 35-9-301 through 304 provides that upon the recommendation of the County Fire Warden(s) the Board of Washakie 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(s) for such periods of time as the Board may deem necessary and proper; and
WHEREAS, the County Fire Warden Chris Kocher has recommended open burning restrictions and a ban of fireworks be imposed throughout the county; 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;
WHEREAS, this open burning restriction and ban on the use of fireworks shall begin on name the dates unless ended sooner by the Board of County Commissioners.

NOW THEREFORE, BE IT RESOLVED THAT THE WASHAKIE COUNTY COMMISSIONERS:
1. Prohibit the discharge of fireworks and all outdoor fires except as set forth below, in the unincorporated area of Washakie County, Wyoming until Aug. 7, 2012, unless ended sooner by the Board of County Commissioners;
2. Set forth the following rules that shall govern the unincorporated areas of Washakie County, Wyoming:

- **(i) Trash or refuse fires, camp fires, and charcoal fires are prohibited;**
- **(ii) Petroleum fueled stoves, lanterns, or heating devices are only permitted if such devices meet the fire underwriters' specifications for safety;**
- **(iii) Smoking is prohibited except within enclosed vehicles or buildings, developed recreation sites, or while stopped in an area at least three (3) feet in diameter that is barren or cleared of all flammable materials. Cigarettes, cigars, and pipe tobacco must be extinguished and disposed of properly and are prohibited from being thrown out from vehicles;**
- **(iv) Use of acetylene cutting torches or electric arc welders are permitted, if used in a cleared areas ten (10) feet in radius, and a shovel and a pressurized fire extinguisher are present at site;**
- **(v) Propane or open fire branding activities are permitted, if in cleared areas ten (10) feet in radius, and a shovel and pressurized fire extinguisher are present at the site;**
- **(vi) Internal or external combustion engines including chainsaws, ATV's and motorcycles shall have approved spark arrestors;**
- **(vii) Use of a chainsaw is permitted, if it has a proper spark arrestor, and a shovel and pressurized fire extinguisher are present at the site; and**
- **(viii) Discharge of fireworks are prohibited except as authorized by a permit granted by the Board of County Commissioners for public display.**
- **x. Exception to (viii) will be on the 3, 4 and 5 of July, 2012 where officials will set forth the area around the fairgrounds gravel pits on Bureau of Land Management administered lands, for the use of fireworks under controlled**

conditions (fire crew standby at location). From a time period of 6:00 pm through 12:00 am midnight on July 3, 4 and, 5 of 2012 only.

xi. **This resolution will be re-evaluated on August 7th, 2012, depending on current fire conditions within Washakie County.**

3. The ban does not include the listed exceptions set forth in Wyoming Statute 35-10-204 or the areas within the incorporated city and towns within Washakie County that may be more restrictive.

4. The County Fire Warden shall immediately provide a copy of this Resolution to the **County Sheriff,** State Land Commissioners, Bureau of Land Management, National Park Service and State Forester and other state and federal agencies.

5. The County Fire Warden shall immediately post the fire ban signs throughout the county **and notify the public through advertisement in each newspaper published in the County, by press release to the Radio stations broadcasting within Washakie County, by the Public Alert system, the WYDOT 511 system, County Web Site and any other method that would economically notify the public.**

MADE, DETERMINED AND RESOLVED this 28 day of June 2012

BOARD OF COUNTY COMMISSIONERS WASHAKIE COUNTY, WYOMING

Ron Harvey, Chairman

Terrence D. Wolf, Member

Aaron Anderson, Member

State of Wyoming }
}
County of Washakie }

Signed or attested before me on June 28th, 2012 by Ron Harvey, Terrence D. Wolf and Aaron Anderson, Board of Washakie County Commissioners.

Mary Grace Strauch WASHAKIE COUNTY CLERK

(Seal)My commission expires: 1-5-15