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**RESOLUTION 2016-06 ENACTING A COUNTY FIRE BAN**

**WHEREAS**, the Goshen County, Wyoming Fire Warden has recommended on this day the partial closing of all State and private land within the boundaries of Goshen County, Wyoming, to the use of open fires and the closing of all lands within Goshen County, Wyoming, owned by this County or in which this County owns an interest, from the use of incendiary devices, for an indefinite period; and,

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

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

**WHEREAS**, Wyoming Statutes 35-9-301 and 35-9-302 provide authority to boards of County Commissioners in the State of Wyoming, if certain conditions are 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**, Goshen County, Wyoming has the inherent power and authority to regulate, limit and prohibit activities and uses of lands and premises owned by Goshen County, Wyoming or in which Goshen County, Wyoming hold a legal interest; and,

**WHEREAS**, based upon the recommendations of the Goshen 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 Goshen County, Wyoming, for so long as high fire danger conditions continue to exist; now

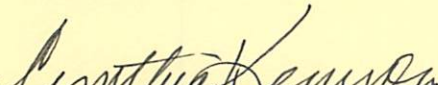
**THEREFORE, BE IT RESOLVED** by the Board of Commissioners of Goshen County, Wyoming, that effective July 5, 2016, the discharge of fireworks and all outdoor fires are prohibited in all state and private lands within Goshen County except as provided below:

- Trash or refuse fires between the hours of 6:00 p.m. and 8:00 a.m. inside containers provided with spark arresters and located within a cleared area ten feet in radius, are permitted.
- Camp fires contained within an established fire ring at an established campground are permitted.
- Charcoal fires within enclosed grills are permitted.
- Use of acetylene cutting torches or electric arc welders in cleared areas ten feet in radius are permitted.
- Propane or open fire branding activities in cleared areas ten feet in radius are permitted. Further, the Goshen 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 35-9-305 may be imposed for violations of this resolution, to wit: A fine not to exceed One Hundred Dollars (\$100.00) or imprisonment in the Goshen County Jail for not to exceed thirty (30) days, or both such fine and imprisonment.

**AND BE IT FURTHER RESOLVED**, that the Goshen County Fire Warden has the authority to enact such a fire ban in the future between the regular meetings of the County Commission, and the County Commission shall upon his recommendation, ratify that ban at their next open meeting.

**APPROVED, PASSED AND ADOPTED**, this 2<sup>nd</sup> day of August, 2016.

Attest:   
Cynthia Kenyon, Goshen County Clerk

  
Carl Rupp, Commission Chairman

