

Las Animas County



Board of County Commissioners

Luis A. Lopez II
Commissioner

Tony C. Hass
Commissioner

Felix M. Lopez
Commissioner

**A Resolution of the Board of County Commissioners of
Las Animas County, Colorado,
Returning to a STAGE 1 FIRE RESTRICTION within unincorporated Las Animas
County**

Resolution No. 22-027

- 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;
- Whereas,** Moisture recently received has reduced Las Animas County's susceptibility to wildfire incidents;
- Whereas,** 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;
- Whereas,** Changing fire conditions require that restrictions be established and implemented as to mitigate, as much as practical, the threat of fire to the citizens and their property within Las Animas County;
- Whereas,** On July 27, 2022, the Las Animas County Fire Chiefs Association voted unanimously to recommend to the Las Animas County Board of County Commissioners to move from a Stage 2 to a Stage 1 Fire Restriction **and**
- Whereas,** The Las Animas County Board of Commissioner believe that, based on the Fire Chiefs' and Fire Warden/Sheriff Dereck Navarette's recommendation and available Wildland Fire information including the Wildland Fire Outlook rating established by the National Interagency Fire Center Predictive Services, it is prudent to reduce the current Stage 2 Fire Restriction to a **Stage 1 Fire Restriction** throughout Las Animas County.

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

1. Las Animas County hereby returns to a **STAGE 1 FIRE RESTRICTION** that includes the **BANNING** of all open fires within Las Animas County with the following allowances (***all permitted activities shall be***

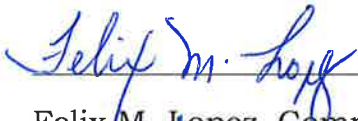
diligently supervised and never left unattended):

- 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 O (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 2nd day of August 2022

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



Felix M. Lopez, Commissioner





Luis A. Lopez II, Commissioner



Tony C. Hass, Commissioner

Attest:

Patricia M. Vigil, Las Animas County Clerk & Recorder