

## **APPENDIX C: FIRE RESTRICTIONS PROCESS AND DOCUMENTS**

**PUEBLO INTERAGENCY DISPATCH ZONE  
PROCEDURES  
FOR  
INITIATION OR RESCINDING FIRE RESTRICTIONS**

**PURPOSE OF FIRE RESTRICTIONS & EMERGENCY CLOSURES:**

The purpose of fire restrictions and closures is to reduce the risk of human-caused fires during unusually high fire danger and/or burning conditions, and for the protection of human life and property. Fire restrictions impose many limitations on the general public, and therefore should be implemented only after all other prevention measures have been taken. These measures may include, but are not limited to, increasing the number of prevention signs, public contacts, media campaigns, and other proactive outreach and public education efforts. Fire restrictions should only be considered when high to extreme fire danger is predicted to persist. Other considerations are the level of human-caused fire occurrences being experienced, firefighting resources available, potential high-risk occasions (4th of July, etc.), and large fire activity occurring on a unit. Restrictions should not be considered the equivalent of a prevention program.

Fire restrictions and closures are invoked on federal, state, county, and private lands under federal and state laws. Agency Administrators are responsible for coordinating with other agencies including, but not limited to all Federal land management agencies, Colorado State Forest Service, Colorado State Parks, county sheriffs, county offices of emergency management, and local fire departments. Agency Administrators issue appropriate documents and are responsible for enforcing restrictions and closures for those lands on which they have jurisdiction. Restrictions and closure procedures must be uniform across administrative and geographic boundaries. Public information about restrictions must be broad-based, clear, and coordinated.

Annually, the parties to the Annual Operating Plan shall review and validate the restriction and closure procedures and monitor the previous year's use of the procedures to ensure restrictions and closures are implemented consistently. At this time the parties will also evaluate and coordinate fire prevention, education, and outreach efforts. Any changes in agency contacts or administrators will be documented, with the development or amendment of a contact/communications plan. Development and issuance of news releases will be coordinated with all agencies for any implementation or rescission of fire restrictions or area closures.

When the conditions within an area approach threshold levels, appropriate agency personnel make recommendations to Agency Administrators, who in turn should consult with each other and initiate coordinated restrictions/closure procedures. These threshold levels should be determined by all wildland management agencies in the county before the onset of fire season and will become part of the Annual Operating Plan. The planning process for restrictions will include a public awareness campaign, keeping the media and public informed of the possibility of restrictions and/or closures.

Fire restrictions and closures should be planned for the long-term danger and not change

at short-term fluctuations in risk, weather, and fire danger/behavior. The agencies will coordinate all public information. It is the responsibility of each Agency Administrator to notify their agency head of local interagency decisions made about fire restriction or area closure implementation and rescission.

INITIATION:

1. When the factors identified in the FIRE RESTRICTION EVALUATION GUIDELINES approach critical levels for an area, begin considering the initiation of a fire restriction. Federal FMOs will contact their representative on the Pueblo Interagency Fire Board (PIFB). County Sheriffs, or designated representative, will contact the CSFS Southeast Zone FMO. PIFB members will then forward this local information (request) to the PIFB Chair. Then, the PIFB Chair will initiate discussion to both implement and rescind fire restrictions within the boundaries of the Pueblo Interagency Dispatch area.

If a Federal entity or County has an emergency need to bypass the Fire Restrictions Operations Plan, they will immediately notify their representative on the Pueblo Interagency Fire Board of the status of fire restrictions occurring and attempt whenever this is done to not impact other jurisdictions lands without prior consultation.

2. Every spring, PIFB members, law enforcement personnel and fire managers will review and validate the Restriction Plan and Orders. Restrictions will be implemented and rescinded by Fire Restriction Area and all agencies within the area will coordinate uniform restriction levels, timing of restrictions, and verifying that the trigger points have been reached.

3. The appropriate PIFB member will coordinate approval of the Orders with all agency administrators. Each agency administrator will be responsible for assuring that appropriate Orders and Restrictions are properly completed and signed. The Orders and Restrictions will be based on the elements for standard orders contained within this plan. Law enforcement personnel will review the Orders each spring.

4. Each Responsible agency will post signs and notifications according to their regulations to inform the public of the restrictions.

5. Once a restriction is in effect, participating agencies will not issue exemptions or waivers to the agreed-upon restrictions except through written individual permits. If written exemptions are given, affected agencies within the fire restriction area will be notified to avoid confusion among law enforcement and fire personnel.

6. Each Responsible agency will inform it's personnel of the restrictions being enacted and discuss changes in their daily routine to compensate for the increased fire danger. Those responsible for public contact (receptionists, etc.) will be provided with a copy of the restrictions and appropriate map.

Each Responsible agency in Pueblo Interagency Dispatch Area will be updated on restriction status as changes occur. The Responsible Agency is responsible for

disseminating this information to neighboring agencies.

Early in the season, Information Officers for each Responsible agency will notify the public that they can now find the status of fire restrictions within the Pueblo Interagency Dispatch area by contacting their local County Sheriff office, Forest Service, Park Service, Fish and Wildlife Service, or BLM office. The intent is to better inform the public of fire restrictions throughout southern Colorado when they may be planning activities to areas away from their home. County fire restrictions can be found at <http://www.cofireban.info/>

RESCINDING A RESTRICTION:

Removal of the restrictions will follow the same Procedures outlined above. The majority of Agency Administrators (review Concurrence Group listing for each fire restriction area) and fire personnel must agree that the restriction should be removed (trigger points for rescinding restrictions have been reached) in that fire restriction area. The Agency Restriction Area Information Officer will then prepare a media notification plan to inform the public.

**FIRE RESTRICTION EVALUATION GUIDELINES**

**(ALL FIRE RESTRICTION AREAS)**

When weather factors or fire suppression impacts become a concern, the following criteria will be used to determine if a Fire Restriction should be considered by area. Use weather data from weather stations in each Fire Restriction Area to make determination. When more than one station must be evaluated in an area, average the output to arrive at the following criteria:

- \_\_\_\_\_ 1,000 HOUR FUEL MOISTURE CONTENT IS 12% OR LESS.
- \_\_\_\_\_ 3 DAY MEAN ENERGY RELEASE COMPONENT (ERC) IS AT THE 90TH PERCENTILE OR ABOVE.
- \_\_\_\_\_ FIRE DANGER RATING ADJECTIVE CLASS IS AT VERY HIGH OR EXTREME.
- \_\_\_\_\_ FIRES ARE IMPACTING AVAILABLE SUPPRESSION RESOURCES MAKING ADEQUATE INITIAL ATTACK DIFFICULT
- \_\_\_\_\_ AREA IS RECEIVING A HIGH OCCURRENCE OF HUMAN-CAUSED FIRES OR THE HUMAN CAUSED RISK IS PREDICTED TO INCREASE.
- \_\_\_\_\_ ADVERSE FIRE WEATHER CONDITIONS AND RISKS ARE PREDICTED TO CONTINUE.

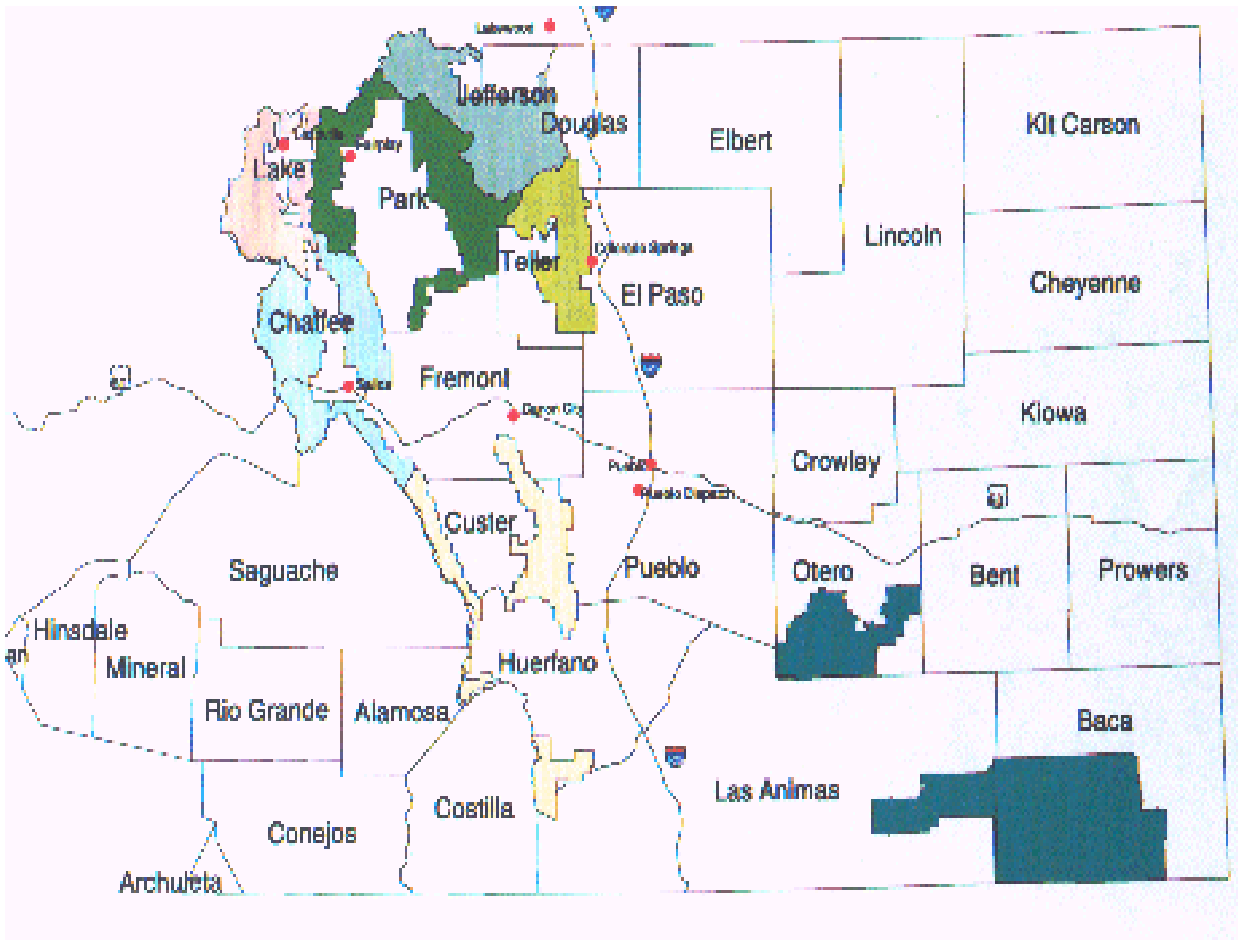
\_\_\_\_\_ ZONE FIRE PREPAREDNESS LEVEL OF 4 OR ABOVE

STAGE 1: IF AT LEAST 3 OF THE CONDITIONS ABOVE ARE MET, CONSIDER INITIATING A STAGE I RESTRICTION.

STAGE II : CONSIDER INITIATING A STAGE II RESTRICTION AFTER A STAGE I RESTRICTION HAS BEEN IN EFFECT AND 4 OR MORE OF THE CONDITIONS ABOVE ARE IMPACTED.

STAGE III : CONSIDER INITIATING A STAGE III AREA CLOSURE AFTER A STAGE II RESTRICTION HAS BEEN IN EFFECT AND 5-6 OR MORE OF THE CONDITIONS ABOVE ARE IMPACTED.

PUEBLO INTERAGENCY FIRE RESTRICTIONS AREAS:



CONCURRENCE GROUP: A majority of the following agencies must agree to and authorize the standard fire restrictions prior to initiating or rescinding those restrictions. The *Fire Restriction/Orders Contact list and Process chart* is intended to show the initial points of contact for those occasions where increased coordination is required to implement fire restrictions or closures on a given administrative unit. As an example, the PIFB representative for nonfederal jurisdictions is the CSFS Southeast Zone FMO. The CSFS Southeast Zone FMO is then responsible for contacting the local CSFS District Foresters. The CSFS District Foresters are then responsible to make initial contact with their respective Counties as shown.

**FIRE RESTRICTION/ORDERS CONTACT LIST AND PROCESS CHART**

<b>AGENCY</b>	<b>POINT OF CONTACT</b>	<b>&gt;&gt;&gt;&gt; NOTIFICATION PROGRESSION &gt;&gt;&gt;&gt;</b>	
SLVPLC	JIM JAMINET	SLVPLC	
BLM	ED SKERJANEC	ROYAL GORGE DISTRICT	
USFWS	WILLIAM BRIGGS	ROCKY FLATS NWR	
		TWO PONDS NWR	
		SAN LUIS VALLEY NWR COMPLEX	
		BACA NWR	
		LEADVILLE HATCHERY	
NPS	MIKE LEWELLING	SAND DUNES	
		FLORISSANT FOSSIL BEDS	
		BENTS OLD FORT	
		SAND CREEK	
USFS	RALPH BELLAH	PSICC	
CSFS	BRENDA WASIELEWSKI	ALAMOSA DISTRICT FORESTER	ALAMOSA CONEJOS COSTILLA SAUACHE MINERAL RIO GRANDE
		CANON CITY DISTRICT FORESTER	CUSTER FREMONT PUEBLO
		FRANKTOWN DISTRICT FORESTER	ARAPAHOE DOUGLAS ELBERT
		GOLDEN DISTRICT FORESTER	JEFFERSON DENVER
		LA JUNTA DISTRICT FORESTER	BACA BENT CHEYENNE CROWLEY OTERO KIOWA PROWERS
		LA VETA DISTRICT FORESTER	HUERFANO LAS ANIMAS
		SALIDA DISTRICT FORESTER	CHAFEE LAKE
		WOODLAND PARK DISTRICT FORESTER	EL PASO PARK TELLER



In the event that conditions on a given administrative unit require the implementation of fire restrictions either Stage I or Stage II, or an Stage III Area Closure, the following process will be followed for:

- \* Review process of the order and news release prior to dissemination
- \* Notification to the Pueblo interagency Dispatch Fire Board members
- \* Dissemination of the order
- \* Dissemination of the Media News Release
- \* Contacts with law enforcement on forest
- \* Contacts to concessionaires
- \* Post to web

#### REVIEW PROCESS

Once the Order and the News Release are in final draft, they should be reviewed for accuracy before sending them anywhere. This may be most critical step in the process and it can't be overlooked. We all tend to think that our work is accurate, but at times we need several folks to check it over before it goes out in the open

#### MEDIA NOTIFICATIONS:

Media notification of Fire Restrictions will be the responsibility of the Public Information Officer or his/her designate. This individual will coordinate with Information Officers from the Concurring Agencies listed above, to assure an organized and interagency approach. He/she will also assure that everyone in the Key Contact Group has been notified and receives a copy of the Restriction Orders and a map. Written informational releases that detail the reasons, objectives, locations, and exact restrictions will be prepared. All of the television stations, newspapers, radio stations, etc. in the Area will be notified of the restrictions and a schedule of future informational releases developed. Rescinding Fire Restrictions will follow the same Procedures.

#### **STAGE I, II AND III RESTRICTIONS**

There will be three fire restriction Stages: Stage I, Stage II and Stage III. Each Agency in the Fire Restriction Area must write their own Special Order which authorizes the restrictions within their jurisdiction. Each is responsible for using their agencies format and having their Law Enforcement personnel review the Order to assure it is legally correct and enforceable. To reduce confusion and standardize the restrictions, the following criteria will be used in all Orders:

#### STAGE I:

The following acts are prohibited on the public land, roads, and trails described herein, until further notice:

1. Building, maintaining, attending, or using a fire or campfire except a fire within a permanent constructed fire grate in a developed campground.
2. Smoking, except within an enclosed vehicle or building, a developed recreation site or while stopped in an area at least three feet in diameter that is barren or cleared of all

flammable materials.

**STAGE II:**

The following acts are prohibited on the public land, roads, and trails described herein, until further notice:

1. Building maintaining, attending, or using a fire or campfire.
2. Smoking, except within an enclosed vehicle or building.
3. Operating a chainsaw or motorized equipment for any purpose.
4. Blasting, welding, or other activities which generated flame or flammable material.

**STAGE III:**

Stage III is a closure. This stage is selected when there is a very high risk to human life or property and the ability to manage those risks using Stage I or Stage II restrictions is no longer viable.

**DEFINITIONS**

The following definitions should be used as part of, or referenced to, in the Special Orders or Laws that initiate and authorize a Stage I or Stage II Restriction:

**CAMPFIRE:** A fire, not within any building, mobile home, or living accommodation mounted on a vehicle, which is used for cooking, branding, personal warmth, lighting, ceremonial, or aesthetic purposes. Campfires are open fires, usually built on the ground, from native fuels or charcoal, including charcoal grills. Campfire includes "fire".

**RESTRICTIONS:** A limitation on a activity or use.

**CLOSURE:** The closing of an area to entry or use.

**STOVE FIRE:** A campfire built inside an enclosed stove, grill or portable brazier, including a space heating device.

**DEVELOPED RECREATION SITE:** An area which has been improved or developed for recreation. A developed recreation site is signed as and agency-owned campground or picnic area and identified on a map as a site developed for that purpose.

**DESIGNATED AREA:** A geographic area defined by an agency in which specific land use activity is occurring.

**PERMIT:** A written document issued by an authorized agency representative to specifically authorize an otherwise prohibited act.

**CHAINSAW:** A saw powered by an internal combustion engine, with cutting teeth linked in an endless chain.

**MOTORIZED EQUIPMENT:** Any equipment or vehicles propelled by an internal

combustion engine.

DESIGNATED ROADS AND TRIALS: Those roads and trails which are identified on maps regularly provided to the public by Land Management agencies.

**EXAMPLES OF ORDERS FOLLOWS**

STAGE I  
ORDER NO 00- 00  
ORDER  
FIRE AND SMOKING RESTRICTIONS  
PIKE AND SAN ISABEL NATIONAL FORESTS  
COMANCHE NATIONAL GRASSLAND

Pursuant to **16 U.S.C. 551** and 36 CFR 261.50(a), and (b), 261.52(a) and (d) the following acts are prohibited **on all National Forest System lands administered by the Pike and San Isabel**

**National Forests and Comanche National Grasslands** located within Jefferson, Park, Douglas, Teller, El Paso, Pueblo, Chaffee, Lake, Custer, Fremont, Huerfano, Las Animas, Costilla, Otero and Baca Counties in Colorado (**the "restricted area"**).

**PROHIBITIONS:**

- (1) Building, maintaining, attending or using a fire, campfire or stove fire. (This prohibition includes, but is not limited to, charcoal grills, hibachis and coal or wood burning stoves (36 CFR 261.52(a)).

**EXCEPTIONS:** Campfires are allowed in Forest Service developed campgrounds and picnic grounds with in Forest Service provided manufactured or constructed fire grates and grills. Petroleum fueled stoves, lanterns, or heating devices are allowed on all National Forest System lands, provided such devices meet the fire underwriter's specifications for safety.

**DEFINITION:** Campfire means a fire, not within any building, mobile home or living accommodation mounted on a motor vehicle, which is used for cooking, personal warmth, lighting, ceremonial, or esthetic purposes. Fire includes campfire (36CFR 261.2).

- (2) Smoking, except within an enclosed vehicle or building a developed recreation site, or while stopped in an area at least three (3) feet in diameter that is barren or cleared of all-flammable material. (36 CFR 261.52(d)).

**EXEMPTIONS:**

Pursuant to 36 CFR 261.50(e), the following persons are exempt from this order:

- (1) Persons with a Forest Service permit specifically authorizing the otherwise prohibited act or omission.
- (2) Resident owners and lessees of land and holders of Forest Service recreational use authorizations, within the restricted area are exempt from Prohibition number one (1) above, provided such fires are within a permanent structure.
- (3) Any Federal, State, or Local Officer, or member of an organizer rescue or firefighting force in the performance of an official duty.

The purpose of this Order is to protect public health and safety. This Order will be in effect from 0800 MDT on July 13, 2005, until December 31, 2005, or until rescinded,

whichever event occurs first. This Order supersedes, replaces and rescinds Order No. 05-04.

Done at Pueblo, Colorado this 12th day of July, 2005.

/s/

Forest Supervisor

Pike/San Isabel National Forests

Cimarron/Comanche National Grasslands

Violation of these prohibitions are punishable by a fine of not more than \$5,000 for an individual or \$10,000 for an organization, or imprisonment for not more than 6 months, or both. (16U.S.C.551 and 18 U.S.C. 3559 and 3571).

SAMPLE STAGE II  
ORDER NO. 00-00  
FIRE RESTRICTIONS  
PIKE AND SAN ISABEL NATIONAL FORESTS  
COMANCHE AND CIMARRON NATIONAL GRASSLANDS

Pursuant to 36 CFR 261.50(a), the following acts are prohibited on all National Forest system lands within the Pike and San Isabel National Forests and the Comanche and Cimarron National Grasslands until further notice.

1. Building, maintaining, attending or using a fire, campfire, charcoal grill, coal or wood burning stove (36 CFR 261.52(a)).
2. Smoking, except within an enclosed vehicle or building (36 CFR 261.52(d)).
3. Using an explosive (36 CFR 261.52(b)).
4. Welding, or operating an acetylene or other torch with open flame (36 CFR 261.52(i)).
5. Operation of a chainsaw is only allowed between the hours of 5:00 a.m. to 11:00 a.m. (36 CFR 261.52(h)).

Actions still permitted:

1(a) Use of Petroleum-fueled stoves, lanterns, or heating devices, providing such devices meet the underwriter's specifications for safety

Pursuant to 36 CFR 261.50(e) the following persons are exempt from this order:

1. Holders of a Recreation Residence Permit located within the restricted area are exempt from Number #1 above, provided such fires are within an enclosed structure.
2. Persons with a permit specifically authorizing the otherwise prohibited act or omission.
3. Any Federal, State, or local officer, or member of an organized rescue or firefighting force in the performance of an official duty.

This order is in effect beginning 12:00 AM, May 17, 2004, and until rescinded.  
Done in Pueblo Colorado this 15th day of May 2004.

Forest Supervisor  
Pike/San Isabel National Forests Comanche/Cimarron National  
Grasslands

Violations of these prohibitions are punishable by a fine of not more than \$5,000 for an individual or \$10,000 for an organization, or imprisonment for not more than 6 months,

or both. (16 U.S.C. 551 and 18 U.S.C. 3559 and 3571).

\*\*\*\*\* END OF OPERATIONS PLAN \*\*\*\*\*

**ORDINANCE NO. O-003-001**

**THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF DOUGLAS, COLORADO**

**AN ORDINANCE RESTRICTING OPEN FIRES AND  
OPEN BURNING IN THE UNINCORPORATED  
AREAS OF DOUGLAS COUNTY.**

*WHEREAS*, section 30-15-401(1)(n.5), C.R.S., authorizes the Board of County Commissioners (“Board”) to adopt an ordinance banning open fires to a degree and in a manner that the Board deems necessary to reduce the danger of wild fires within those portions of the unincorporated areas of the county where the danger of forest or grass fires is found to be high, and to ban the sale of fireworks in those unincorporated areas; and

*WHEREAS*, the Douglas County Sheriff (“Sheriff”) is authorized under the provisions of sections 30-10-512 and 30-10-513, C.R.S., to act as fire warden of the county in case of prairie or forest fires, and to assume charge or assist other governmental entities in controlling or extinguishing forest or prairie fires; and

*WHEREAS*, the Sheriff has requested that the Board adopt a ban on open fires and open burning in the unincorporated areas of Douglas County; and

*WHEREAS*, open fires and open burning can be a prime cause of forest and grass fires in Douglas County; and

*WHEREAS*, weather conditions, lack of precipitation, and heavy fuel loading have created a threat of fire in the forests and prairies of Douglas County, and created a state of emergency with respect to fire danger; and

*WHEREAS*, the Board finds that competent evidence has been presented to the Board indicating that the danger of forest and grass fires in Douglas County is high, and therefore, it becomes necessary from time to time, for the immediate preservation of the public health, safety and welfare of the citizens of Douglas County to impose a restriction on all open fires and open burning within the unincorporated areas of Douglas County; now, therefore,

***BE IT ORDAINED, BY THE BOARD OF COUNTY COMMISSIONERS  
OF DOUGLAS COUNTY***, as follows:

**Section 1. Title.** This ordinance shall be known and referred to as the “Douglas County Open Fire and Open Burning Restriction Ordinance” and may be cited and referenced as such.



**Section 2. Purpose.** The purpose of this ordinance is to preserve and protect the public health, safety and welfare of the citizens of Douglas County, Colorado, by restricting open fires and open burning, and the sale of fireworks, in the unincorporated areas of Douglas County in order to prevent forest and grass fires when a high danger of such fires exists as a result of atmospheric conditions, including lack of moisture and other local conditions in Douglas County.

**Section 3. Application.** This ordinance shall apply throughout the unincorporated areas of Douglas County including public, private, state and federal lands. During Stage 1 of the restriction imposed herein, this ordinance shall apply to all Open Fires or Open Burnings, as defined in section 4; provided, however, that the Sheriff shall have the authority, by Executive Order, to elevate the restriction to Stage 2 as set forth in Section 6(e).

**Section 4. Definition of Open Fire or Opening Burning.** For purposes of this ordinance, “open fire” or “open burning” shall be defined as any outdoor fire, including, but not limited to, campfires, warming fires, the lighting of any fused explosives and fireworks of any kind or brand, the lighting of model rockets, and the burning of fence lines or rows, fields, farm lands, range lands, wildlands, trash and debris.

**Section 5. Definition of Fireworks.** For purposes of this ordinance, “fireworks” shall be defined as set forth in section 12-28-101(3), C.R.S., and specifically shall include “permissible fireworks” as defined in section 12-28-101(8), C.R.S.

**Section 6. Unlawful Acts.** Except as provided in section 7, it shall be unlawful for any person to build, maintain, attend or use an open fire or conduct open burning, in the unincorporated areas of Douglas County including public, private, state and federal lands. It shall also be unlawful for any person to sell fireworks in the unincorporated areas of Douglas County.

**Section 7. Exceptions.** The following shall be excepted from the provisions of Section 6 of this ordinance:

- a. Permitted Fires. Fires for which a permit has been obtained from a local fire protection district.
- b. Gas Grills. Fires contained within liquid-fueled or gas-fueled stoves, fireplaces within buildings, and fires in wood burning stoves.
- c. Explosive Waste. Burning of explosive wastes by the manufacturer of explosives in areas zoned for industrial use, when the burning is supervised by a fire protection district.

- d. Suppression Fires. Open fires or open burning by any federal, state or local officer, or member of an organized fire protection district or department in the performance of an official fire suppression function.
- e. Small Recreational Fires. Except where the Sheriff has, by Executive Order, elevated the fire prohibition to Stage 2, the following shall be except from the prohibition imposed herein: small recreational fires at developed picnic or campground sites contained in permanent fire pits or fire grates, with flame lengths not in excess of four feet or the residential use of charcoal grills, fires in chimineas or other portable fireplaces or patio fire pits, so long as said fires are supervised by a responsible party at least 21 years of age. “Small Recreational Fires” shall in no event be construed to include fireworks as defined in Section 5.

**Section 8. Administration and Enforcement.** The Douglas County Sheriff shall be responsible for the administration and enforcement of this ordinance. All inquiries regarding the current status of fire restrictions in Douglas County should be directed to the Sheriff’s Office.

**Section 9. Penalty for Violations.** Any person who violates this ordinance from its effective date commits a class 2 petty offense under section 30-15-402(1), C.R.S. and, upon conviction thereof, shall be punished by a fine of not more than \$300 for each separate violation, plus a surcharge of \$10 under section 30-15-402(2), C.R.S. Any person who violates this ordinance commits a class 2 petty offense under section 30-15-402(1), C.R.S., as amended by House Bill 96-1117, and, upon conviction thereof, shall be punished by a fine of not more than \$600 for each separate violation, plus a surcharge of \$10 under section 30-15-402(2), C.R.S.

**Section 10. Penalty Assessment Procedure.** The penalty assessment procedure provided in section 16-2-201, C.R.S., may be followed by the arresting officer for any such violation of this ordinance. Pursuant to the penalty assessment procedure, the violator may pay a fine in the amount of \$100, plus a \$10 surcharge. If the penalty assessment procedure is not used, and the alleged offender is found guilty, court costs may be assessed in addition to the fine.

**Section 11. Disposition of Fines and Forfeitures.** All fines and forfeitures for the violation of this ordinance shall be paid to the Treasurer of Douglas County.

**Section 12. Additional Remedies.** The remedies provided in this ordinance shall be cumulative and in addition to any other federal, state or local remedy, criminal or civil, which may be available. Nothing contained herein shall be construed to preclude prosecution under any other applicable statute, including,

but not limited to, prosecution under section 18-13-109, C.R.S., or any other applicable statute, ordinance, rule, order or regulation.

**Section 13. Severability.** If any section, subsection, clause, sentence or phrase of this ordinance is adjudged by any court of competent jurisdiction to be invalid, such invalidity shall not affect, impair or invalidate any other provisions of this ordinance which can be given effect without such invalid provision.

**Section 14. Emergency.** The Board hereby finds, determines and declares that this ordinance is necessary for the immediate preservation and protection of the health, safety and welfare of the citizens of Douglas County, Colorado. This ordinance shall take effect immediately upon adoption on second and final reading.

**Section 15. Effective Date.** This ordinance shall be effective immediately and shall remain in effect until such time as this ordinance is amended, temporarily suspended or repealed. Upon request of the Sheriff, the Board, by resolution, may temporarily suspend this ordinance from time to time should the fire danger in Douglas County decrease. Likewise, upon request of the Sheriff, the Board may reinstate this ordinance, by resolution, after it has been temporarily suspended.

**Section 16. Repeal.** Ordinance No. 0-996-001 and Ordinance No. 0-997-003 are hereby repealed.

**INTRODUCED, READ AND ADOPTED ON FIRST READING,** on the \_\_\_\_ day of \_\_\_\_\_, 2003, and ordered published in full in the Douglas County News-Press in Castle Rock, Douglas County, Colorado.

**THE BOARD OF COMMISSIONERS  
OF THE COUNTY OF DOUGLAS, COLORADO**

**BY:** \_\_\_\_\_  
**WALTER M. MAXWELL, Chair**

**ATTEST:**

\_\_\_\_\_  
**MARY A. NIBLACK, Deputy Clerk**

**ADOPTED ON SECOND AND FINAL READING, AS AMENDED**, on the \_\_\_\_ day of April, 2003, and ordered published in its entirety in the Douglas County News-Press.

**THE BOARD OF COUNTY COMMISSIONERS  
OF THE COUNTY OF DOUGLAS, COLORADO**

**BY:** \_\_\_\_\_  
**WALTER M. MAXWELL, Chair**

**ATTEST:**

\_\_\_\_\_  
**MARY A. NIBLACK, Deputy Clerk**

CERTIFICATE

I hereby certify that the foregoing Ordinance No. O-003-001 was introduced, read and adopted on first reading as an ordinance necessary for the immediate preservation of the public health, safety and welfare at the regular meeting of the Board of County Commissioners of the County of Douglas on April 1, 2003, and the same was published in full in the Douglas County News-Press, a newspaper of general circulation published in Douglas County, on the 9<sup>th</sup> day of April, 2003, and thereafter was adopted on second and final reading, as amended, at a public hearing of the Board of County Commissioners of the County of Douglas on April 22, 2003. Said ordinance was published in its entirety in the Douglas County News-Press on the \_\_\_\_ day of April, 2003.

\_\_\_\_\_  
Deputy Clerk

State of Colorado            )  
  ) ss.  
County of Douglas            )

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 2003 by Mary Niblack as Deputy Clerk of the County of Douglas.

\_\_\_\_\_  
Notary Public

My Commission expires:\_\_\_\_\_.

CERTIFICATION

I, Mary Niblack, Douglas County Deputy Clerk, do hereby certify that the foregoing Ordinance No.O-003-001, entitled **AN ORDINANCE RESTRICTING OPEN FIRES AND OPEN BURNING IN THE UNINCORPORATED AREAS OF DOUGLAS COUNTY** is a true, correct and complete copy from the records of my office, that said ordinance was duly adopted by the Board of County Commissioners of Douglas County, and is in full force and effect.

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Deputy Clerk