

**RESOLUTION #2021-12-27A
DECLARING BURN BAN
FOR CUSTER COUNTY**

WHEREAS: The Custer County Board of County Commissioners pursuant to the authority granted to the Board by Section 16-26 B of Title 2 of the Oklahoma Statutes, do hereby proclaim that extreme fire danger exists in Custer County. This situation (as defined in Section 16- 26 B 1 a-d, Title 2, O.S.) has been verified by a documented concurrence of the majority of the County's municipal and rural fire chiefs, or their designees.

WHEREAS: By virtue of this resolution, it is unlawful for any person to set fire to any forest, grass, range, crop or other wild lands, or to build a campfire or bonfire, or to burn rubbish or other material that may cause a forest, grass, range, crop, or other wild land fire. All outdoor burning in progress at the time of the passage of this resolution are ordered to be fully extinguished immediately by the property owner or his/her designate. Controlled burns or other activities stated herein which have occurred prior to the passage of this resolution and are ongoing at the time of this resolution shall not be a defense for violation of this resolution.

WHEREAS: Any law enforcement officer of the State of Oklahoma may carry out the enforcement of this resolution. Any person convicted of violating this resolution shall be guilty of a misdemeanor and shall be subject to a fine or not more than Five Hundred Dollars (\$500.00), to imprisonment for not more than one (1) year, or to both such fine and imprisonment.

WHEREAS: Certain exceptions may be attached to this resolution by Custer County.

EXCEPTIONS: Exceptions may be authorized as check below:

NO EXCEPTIONS ARE GRANTED TO THIS BURN BAN.

FOR EQUIPMENT RELATED TO ROAD CONSTRUCTION PROJECTS

Equipment which uses propane or other controlled-type burners is generally regarded as safe, however it will be required to have a water pumper on standby any time this equipment is used near a grassy right-of-way. Such requirement is the responsibility of the company or organization conducting the construction, and is not the responsibility of the fire department within the jurisdiction in which the construction activities are taking place.

WELDING/CUTTING TORCH/GRINDING ACTIVITIES

1. When conducted over a non-combustible surface of at least 10 feet by 10 feet and when welding blankets or screens are used to cover combustible vegetation; and
 2. Wind speeds must be less than 20mph;
- and
3. A fire watch, other than the welder, is posted at the welding/cutting torch site with pressurized water or fire extinguisher.

CAMPERS AND OUTDOOR COOKING

Outdoor campfires or bonfires prohibited. LPG, natural gas grills and charcoal-fired cooking outside in a grilling receptacle are permitted provided that the activity is conducted over a non-flammable surface and at least five feet from flammable vegetation.

PUBLIC FIREWORK DISPLAY

An exemption for public firework displays has been approved with prior approval of local fire departments and the State Fire Marshall. Firework displays will be permitted only by licensed firework professionals in designated areas. No individual use of fireworks will be permitted during the duration of this burn ban.

NOW THEREFORE BE IT RESOLVED: This Resolution shall be effective immediately for a period not to exceed fourteen (14) days from the date of passage effective 12:00 a.m. as approved by the Board of County Commissioners. If extreme fire danger conditions persist, subsequent resolutions may be passed. This burn ban may be removed at any time during the fourteen (14) day period by the same method by which it was approved, and may be overridden at any time by a lawfully declared Burn Ban by the Governor of the State of Oklahoma

Adopted at a meeting of the Board of Custer County Commissioners at 9:30 a.m. on the 27th day of DECEMBER, 2021.

ATTEST:


Melissa Graham, County Clerk




Lyle K. Miller, Chairman


Wade Anders, Member


Bruce Walker, Member

(SEAL)

County Ban on Outdoor Burning Checklist

The purpose of this checklist is to help County Commissioners follow the steps necessary to comply with state law when placing a ban on outdoor burning within their county, or removing such a ban. These steps are included in the Oklahoma Statutes in Title 2, Article 16, Section 16-26, and Sub-section B.

County: Lester Type of Action: Ban On Ban Off

1. Document that a period of extreme fire danger does or does not exist:

Yes No

- Drought conditions exist within the county
- Less than one-half (1/2) inch of precipitation is forecast during the next 3 days
- Fire occurrence is above normal levels/initial attack is unsuccessful
- Where data is available, more than twenty percent (20%) of wildfires have been caused by escaped debris burning or controlled burning.
- Most municipal and certified rural fire departments support the resolution
- In passing a resolution to ban outdoor burning, exceptions to the ban were considered. If any exceptions were authorized, the resolution will include appropriate precautionary measures to prevent wildfires.

2. Based upon an assessment of this information, the Board took the following action:

Date and time of action: _____

3. The Board notified each of the following entities of this action (all are required):

- Forestry Services - Oklahoma Department of Agriculture, Food and Forestry
- Department of Public Safety
- Department of Tourism and Recreation
- Department of Wildlife Conservation
- Local news media
- Local law enforcement officials

4. The Board has retained the original resolution, proof of notification of the agencies and other groups required, and other public posting activities.

Checklist completed by: [Signature]

Date: 12/27/21