

RESOLUTION No.: ____02_-2012

**COUNTY COMMISSION RESOLUTION
REGARDING
A COUNTYWIDE BURN BAN**

WHEREAS, the County Commission of _Worth_____ County, Missouri, desires to take action to address the critical extreme fire conditions that exist in the County; and

WHEREAS, there is a recognition that the extreme drought and heat conditions will continue unabated for some time this summer of 2012; and

WHEREAS, the County Commission recognizes that the public health and safety is at extreme risk; and

WHEREAS, the County Commission has authority pursuant to Sec. 192.300 RSMo to address certain conditions related to the public health in conjunction with the County Health Department; and

WHEREAS, the County Commission exercising its emergency management authority under Sec. 44.080 RSMo desires to advance the health and safety interests of the County's residents and to cooperate with all other state and political subdivisions addressing the clear and present danger of the extreme fire hazards in _Worth___ County; and

WHEREAS, the Emergency Management Operations personnel of the County have requested that the County Commission take all actions to assist in protecting the public located in unincorporated areas of the County; and

WHEREAS, it is against Missouri law pursuant to Sec. 569.055 RSMo and Sec. 569.065 RSMo to engage in certain burning activities; and

WHEREAS, local municipalities have adopted burn bans for certain incorporated areas pursuant to the municipalities' ordinance making authority;

NOW THEREFORE BE IS RESOLVED

That the County Commission declares a public emergency exists in Worth County that threatens the health and safety interests of the public in the County ; and

That the County Commission issues this burn ban resolution in exercising its limited authority in unincorporated areas of Worth_ County to bring attention to the public emergency; and

That the County Commission issues this burn ban resolution as a public declaration to be followed by all persons located within the unincorporated areas of Worth County until such conditions for issuance of the emergency declaration have ceased to exist and the County Commission repeals this Resolution; and

That the County Commission declares the following acts to be prohibited within the boundaries of the County by all citizens and persons located within such boundaries:

1. Intentional, careless or negligent use of materials that may result in combustion of any kind damaging property of any kind in the County; and
2. Building, maintaining, attending, or using any fire works, open fire or camp fire, except in permanent stoves or fireplaces or attended barbeque grills; and
3. Any prescribed burning of fence rows, fields, wild lands, trash or debris unless specifically approved in writing by the County Director of Emergency Management or other legally authorized authority in the County.

That the County Commission directs the emergency management operations' personnel to cooperate with all other public entities and the state in addressing the fire conditions that exist in the County pursuant to Sec. 44.110 RSMo.

Adopted this 16 day of July, 2012 by the County Commission of _____ County, Missouri, meeting in public session, a quorum being present, as follows:

	AYE	NAY
_____ Presiding Commissioner	_____	_____
_____ Associate Commissioner	_____	_____
_____ Associate Commissioner	_____	_____

ATTEST:

County Clerk