

## RESOLUTION NO. 2023-39

### A RESOLUTION ADOPTING BURNING AND FIRE GUIDELINES

WHEREAS, Section 8.02.010 of the City Code provides, in relevant parts:

#### **CHAPTER 8.02** **FIRES AND BURNING**

##### **8.02.010 Burning prohibition.**

A burn permit shall be required to burn items within the city limits except fire wood, charcoal, or LP or natural gas fuels that are contained within a designed fire pit, grill, or professionally engineering containment that has a capacity of less than 3 feet in diameter and is equipped with a spark arresting device. Small bon fires of greater than 2 feet by 3 feet may not be within 25 feet of a structure and must follow all burn restrictions established within the Town of Mills. Burning of any other items or volumes will be established through burn permit regulations.

Burn permit shall be issued in accordance with the direction of the "Fire Chief" and required for a controlled burn, bon fire or uncontained burn within the incorporated district of the Town.

And:

**WHEREAS**, the Fire Chief, in his role as the chief administrative officer for the setting of standards for Chapter 8.02 has made certain suggestions regarding the implementation of the provisions set forth above, and more particularly the issuance of permits as set forth in Section 8.02.010; which are set forth in more detail below:

A Burn Permit ***shall not*** be required when:

1. Burning fire wood, charcoal, LP or natural gas fuels that are **contained** within a designed fire pit, grill, or professionally engineered containment that has a capacity of less than 3 feet in diameter and no greater than 2 feet high, and equipped with a spark arrester with openings no greater than 1/8", and located a minimum of 15' from a structure.
2. Small bon fires greater than 3 feet in diameter but contained, as listed above, and equipped with a spark arrester with openings no greater than 1/8", may not be closer than 25 feet from a structure.
3. A fire extinguisher of at least 4-A rating, a charged water hose or a 5-gallon bucket of water shall be in close proximity to the fire and readily accessible.
4. Fires shall be constantly attended by a person knowledgeable in the use of the fire extinguishing equipment provided.
5. The fire shall not be left unattended at any time until the fire is fully extinguished (no heat remaining).

A Burn Permit **shall be required:**

1. For controlled burns, bon fires not contained in an enclosure as listed above or any type of uncontained fire.
2. A fire extinguisher of at least 4-A rating, a charged water hose or a 5-gallon bucket of water shall be in close proximity to the fire and readily accessible.
3. Fires shall be constantly attended by a person knowledgeable in the use of the fire extinguishing equipment provided.
4. The fire shall not be left unattended at any time until the fire is fully extinguished (no heat remaining).
5. Fires shall not be ignited on days that the National Weather Service issues a **Red Flag Warning.**

The Mills Fire Department or the Mills Police Department may order the fire to be discontinued if, in our opinion, the fire constitutes a hazardous condition or produces obnoxious smoke or odors that may cause a public nuisance.

The Casper/Natrona County Public Safety Communications Center (dispatch), 307-235-8278, as well as the on-duty crew for the Mills Fire Department, 307-234-8481, shall be notified **before** igniting a fire, regardless of whether or not a burn permit is required. **At no time is the burning of trash allowed.**

And;

**WHEREAS**, The City Council has considered the same and found that the guidelines set forth above serve to implement Section 8.02.010

**NOW, THEREFORE**, The Governing Body of the City of Mills, Wyoming hereby resolves to adopt the criteria set forth above as developed by the Fire Chief for the City of Mills, Wyoming as the criteria to be used by the Fire Department and Fire Chief in issuing burn permits or determining when burn permits should nor should not be issued within the City of Mills.

**PASSED, APPROVED AND ADOPTED THIS \_\_\_\_\_ day of \_\_\_\_\_,  
2023.**

\_\_\_\_\_  
Mayor, Leah Juarez

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Councilman, Sara McCarthy

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Councilman, Cherie Butcher

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Councilman, Tim Sutherland

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Councilman, Brad Neumiller

ATTEST:

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City Clerk

CERTIFICATE

I, \_\_\_\_\_, City Clerk, hereby certify that the foregoing Resolution was adopted by the City of Mills at a public meeting held on October 10<sup>th</sup>, 2023, and that the meeting was held accordingly to law; and that said Resolution has been duly entered in the record of the City of Mills.

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City Clerk