

**PAYNE COUNTY COMMISSIONERS**

**Resolution #2011-47**

**Re: Payne County Burn Ban**

WHEREAS, the Board of County Commissioners of Payne County, Oklahoma, pursuant to the authority granted to it by Section 16-26.B of Title 2 of the Oklahoma Statutes, does hereby proclaim that an extreme fire danger exists in Payne County. This condition (as defined in 2 O.S.Supp.2010 Section 16-26.B.1.a-d) has been verified by a documented concurrence of the majority of the County's municipal and rural fire chiefs, or their designees.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Payne County, Oklahoma that it shall be unlawful for any person to set fire to any forest, grass, range, crop or other wildlands, or to build a campfire or bonfire, or to burn trash or other material that may cause a forest, grass, range, crop or other wildlands fire.

BE IT FURTHER RESOLVED by the Board of County Commissioners of Payne County, Oklahoma that it shall be unlawful for any person to shoot off fireworks due to the extremely dry weather conditions, excluding city/town controlled community firework displays.

BE IT FURTHER RESOLVED that exceptions to this fire prohibition and the appropriate precautionary measures to be taken are as follows: Indoor fire places, commercial or professional covered cookers used for business purposes only, welding, torch down type roofing, and gas grills are permitted with adequate protection (fire watch, pressurized water, or fire extinguisher).

BE IT FURTHER RESOLVED that agricultural burning of range and crop lands is permitted, provided the following conditions are met:

- 1) Must have a written prescribed burn plan, and the conditions stated in the plan must be met when the burn is started;
- 2) A copy of the burn plan must be on file with the fire department in which fire district the controlled burn is to occur, prior to starting the burn. A copy of the burn plan must also be at the site of the burn;
- 3) The fire department and law enforcement agency responsible for the area in which the burn is to occur must be notified immediately prior to beginning the burn; and
- 4) If the property where the burn is planned is owned by or in the possession of the Board of Regents for the Oklahoma Agricultural and Mechanical Colleges, or Oklahoma State University or any of its colleges or departments, the burn plan must be approved in writing by the Oklahoma State University Fire Marshal (405-744-7241) prior to beginning the burn.

BE IT FURTHER RESOLVED that this Resolution may be enforced by any law enforcement officer of the State of Oklahoma. Any person convicted of violating this Resolution shall be guilty of a misdemeanor and shall be subject to a fine of not more than Five Hundred Dollars (\$500.00), to imprisonment for not more than one (1) year, or to both such fine and imprisonment.

BE IT FURTHER RESOLVED that this Resolution shall be effective immediately upon its passage and shall continue for a period of thirty (30) days not to exceed October 6, 2011. If extreme fire danger conditions persist, subsequent resolutions may be passed and adopted. This Burn Ban may be removed at any time during the effective period by the same method by which it was approved.

PASSED, APPROVED, AND RESOLVED this 6<sup>th</sup> day of September, 2011.

BOARD OF COUNTY COMMISSIONERS OF  
PAYNE COUNTY, OKLAHOMA

\_\_\_\_\_  
Gloria Hesser, Chairman

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Bill Deering, Vice-Chairman

ATTEST:

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Linda Hatfield, County Clerk

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Jim Arthur, Member