

June 15, 2021

**ARCHULETA COUNTY PROCEEDINGS
BOARD OF COUNTY COMMISSIONERS**

The Board of County Commissioners held a Regular Meeting June 15, 2021 noting County Commissioners Alvin Schaaf, Ronnie Maez and Warren Brown, County Administrator Scott Wall, County Attorney Todd Weaver and Deputy County Clerk and Recorder Mary Helminski present.

Chairman Schaaf called the meeting to order at 1:30 p.m. with the Pledge of Allegiance and a moment of silence.

Chairman Schaaf provided notice of the policy for Public Comments. He stated the Board would hear public comments on any topic during the Public Comment portion of the regular meeting. Public comments would no longer be heard at the end of each meeting. A Request for Public Comment form must be completed and handed to an Administrative Staff member before the meeting begins. If attendees are on Zoom, he requested that you raise your hand.

Disclosures and/or Conflicts of Interest

Chairman Schaaf asked for any disclosures or conflicts of interest between the Board and the agenda. There were none.

Approval or Adjustments to Agenda

Executive Session per C.R.S. 24-6-402(4) the Board reserves the right to meet in executive session for any purpose allowed and announced prior to voting. **Commissioner Brown moved to approve the agenda as presented. Commissioner Maez seconded the motion and it carried unanimously.**

Public Comments

Chairman Schaaf recessed the Regular Meeting and convened the Liquor Board at 1:31 p.m.

Liquor Board

Chairman Schaaf swore in Jamie Jones, Administrative Assistant, for testimony.

A. Special Events Permit for Curtains Up Pagosa

Jamie Jones, Administrative Assistant, presented an application for a Special Events Permit for Curtains Up Pagosa, to sell Malt, Vinous and Spirituous Liquor at the PLPOA Club House located at 360 Sam Houston Ave., Pagosa Springs, CO for the production of Cinderella on June 30th through July 3rd, 2021. The Sheriff has been notified of this event, the proper fees were collected and the premises was posted for the required 10 days prior to the hearing. **Commissioner Maez moved to approve the Special Events Permit for Curtains Up Pagosa for their fundraiser on June 30 through July 3, 2021 as presented. Commissioner Brown seconded the motion and it carried unanimously.**

B. Special Events Permit for Our Savior Lutheran School and Church

Jamie Jones, Administrative Assistant, presented an application for a Special Events Permit for the

Our Savior Lutheran School and Church to sell Fermented Malt Beverage at the Western Heritage Event Center Rodeo Grounds located at 344 Hwy 84 in Pagosa Springs, CO for the Red Ryder Rodeo on July 2-4, 2021. The Sheriff has been notified of this event, the proper fees were collected and the premises was posted for the required 10 days prior to the hearing. **Commissioner Brown moved to approve the Special Events Permit for Our Savior Lutheran School and Church for their fundraiser on July 2-4, 2021 as presented. Commissioner Maez seconded the motion and it carried unanimously.**

C. Special Events Permit for The Humane Society of Pagosa Springs

Jamie Jones, Administrative Assistant, presented an application for a Special Events Permit for The Humane Society of Pagosa Springs to sell or gift Malt, Vinous and Spirituous Liquor at the Humane Society Thrift Store located at 279 Pagosa St., Pagosa Springs, CO for the Auction of Animals on July 8th, 2021. The Sheriff has been notified of this event, the proper fees were collected and the premises was posted for the required 10 days prior to the hearing. **Commissioner Maez moved to approve the Special Events Permit for The Humane Society of Pagosa Springs for their fundraiser on July 8, 2021 as presented. Commissioner Brown seconded the motion and it carried unanimously.**

Chairman Schaaf adjourned the Liquor Board and reconvened the Regular Meeting at 1:35 p.m.

Consent Agenda

A. Payable Warrants and Purchase Cards

General Fund Payable	240,209.98
Road and Bridge Fund Payable	178,220.07
Department of Human Services Fund Payable	15,505.74
1A Fund	115.00
All Combined Dispatch Fund Payable	21,207.07
Conservation Trust	
Justice System Capital Fund	874,090.25
Solid Waste Fund Payable	5,421.80
Airport Fund Payable	4,761.01
Fleet Fund Payable	35,534.51
Total	1,375,065.43
General Fund Payable	-
Road and Bridge Fund Payable	-
Department of Human Services Fund Payable	-
1A Fund	-
All Combined Dispatch Fund Payable	-
Conservation Trust	-
Justice System Capital Fund	-
Solid Waste Fund Payable	-
Airport Fund Payable	-
Fleet Fund Payable	-
Total	-

General Fund Payable	
Road and Bridge Fund Payable	
Department of Human Services Fund Payable	
1A Fund	
All Combined Dispatch Fund Payable	
Conservation Trust	
Justice System Capital Fund	
Solid Waste Fund Payable	
Airport Fund Payable	
Fleet Fund Payable	-
Total	-

- B. Regular Meeting Minutes
06/01/2021
- C. Special Meeting Minutes
06/04/2021
- D. Approval of US Forest Service Agreement for Weed Control 2021
- E. Approval of SFY 21-22 Memorandum of Understanding Colorado Works and Colorado Child Care Assistance Program
- F. Approval of Amendment to Contract for ACDHS Legal Services
- G. Approval of ACDHS SFY Program Contracts (Multiply Vendors)
- H. Ratification of the Chairman’s Signature on Letter of Support for Funding for the Durango and Archuleta County Jointly Proposed Intercity Project

Scott Wall, County Administrator, read the Consent Agenda for the record.

Commissioner Brown moved to approve the consent agenda as presented with the exception of Item D. Commissioner Maez seconded the motion and it carried unanimously.

New Business

A. Approval of Resolution 2021-43 Enacting a Stage 1 Fire Restriction

Mike LeRoux, Director of Emergency Operations, presented Resolution 2021-43 for implementation of a Stage 1 Fire Restriction for Archuleta County, effective as of 12:01 a.m. Wednesday, June 16, 2021.

Commissioner Maez moved to adopt Resolution 2021-43 implementing fire restrictions, authorizing the Sheriff to allow exceptions, and authorizing the Sheriff or the Board of County Commissioners to immediately amend, rescind, or enact fire restrictions for the year 2021 as presented. Commissioner Brown seconded the motion and it carried unanimously.

B. Approval of Agreement to Award Incentive to Maintain Lewis Street Apartments as Affordable Housing

Todd Weaver, County Attorney, presented an agreement with Olympus SRH provides a payment equal to the County’s portion of the property taxes for 180 Lewis Street in Pagosa Springs as an incentive to maintain the ten rental units being developed at that location as affordable housing units. **Commissioner Brown moved to approve the Agreement to award incentive to maintain Lewis Street Apartments as Affordable Housing as presented. Commissioner Maez seconded**

the motion and it carried unanimously.

C. Approval of Notice of Award for Buttress and Port Project

Tim Hatch, Archuleta County Road and Bridge Manager, presented a notice of award to Strohecker Asphalt for the Buttress and Port paving project. **Commissioner Maez moved to approve the Notice of Award to Strohecker Asphalt & Paving for the Port Avenue and Buttress Road asphalt surfacing project at a cost not to exceed \$460,325 as presented. Commissioner Brown seconded the motion and it carried unanimously.**

D. Appointment to Fill the County Assessor's Vacancy

Alvin Schaaf, County Commissioner, stated Natalie Woodruff, County Assessor, had provided a letter of resignation that will take place September 4, 2021. She requested that Johanna Tully-Elliott be appointed to finish the remainder of her term. **Commissioner Brown moved to appoint Johanna Tully-Elliott as County Assessor effective September 5, 2021 at 12:01 a.m. as presented. Commissioner Maez seconded the motion and it carried unanimously.**

Commissioner Comments

With no further business coming before the Board, the meeting was adjourned at 1:54 p.m.

Mary Helminski Approved this 6th day of July 2021.
Mary Helminski
Archuleta County Deputy Clerk & Recorder

Alvin Schaaf
Alvin Schaaf, Chairman



**ARCHULETA COUNTY
BOARD OF COUNTY COMMISSIONERS**

It is HIGHLY ENCOURAGED for the Public to Join via ZOOM as space is very limited in the meeting room. Join Zoom Meeting at [https://zoom.us/j/91609048375?](https://zoom.us/j/91609048375?pwd=dIFFV0J1cGVKa1NHWHFsa2taeGxtZz09) Meeting ID 916 0904 8375 - Passcode 4141885

CALL TO ORDER THE REGULAR MEETING OF THE BOARD OF COUNTY COMMISSIONERS OF JUNE 15, 2021 AT 1:30 P.M.

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE

DISCLOSURES AND/OR CONFLICT OF INTEREST

APPROVAL OR ADJUSTMENTS TO AGENDA

* Executive Session - Specific Agenda Topic

PUBLIC COMMENTS FROM THE FLOOR

This is an opportunity during the session for the public to address the Commissioners. Please complete the Public Comment Request Form and submit to an Administrative Staff member prior to the beginning of the meeting. Please keep your comments to three (3) minutes. The Board is not required to discuss or reply to your comment.

Documents:

PUBLIC COMMENT REQUEST FORM.PDF

LIQUOR BOARD

A. Consideration Of A Special Events Permit For Curtains Up Pagosa

This is an application for a Special Events Permit for Curtains Up Pagosa, to sell Malt, Vinous and Spirituous Liquor at the PLPOA Club House located at 360 Sam Houston Ave, Pagosa Springs, CO 81147 for the Production of Cinderella on June 30th and July 1st, 2nd and 3rd, 2021. The Sheriff has been notified of this event. the proper fees were collected and the premises was posted for the required ten (10) days prior to today's hearing. The financial impact to the County is the fees paid per the County Fee schedule and Staff recommends approval of this Special Events Permit.

Presenter	Jamie Jones
Presenter's Title	Administrative Assistant

Documents:

CURTAINS UP PAGOSA APPLICATION 6-30-21 - BLANK.PDF

B. Consideration Of A Special Events Permit For Our Savior Lutheran School And Church

This is an application for a Special Events Permit for the Our Savior Lutheran School and Church, to sell Fermented Malt Beverage at the Western Heritage Event Center Rodeo Grounds located at 344 Hwy 84 Pagosa Springs, CO 81147 for the Red Ryder Rodeo on July 2nd, 3rd and 4th, 2021. The Sheriff has been notified of this event. the proper fees were collected and the premises was posted for the required ten (10) days prior to today's hearing. The financial impact to the County is the fees paid per the County Fee schedule and Staff recommends approval of this Special Events Permit.

Presenter Jamie Jones
 Presenter's Title Administrative Assistant

Documents:

RED RYDER RODEO 2021 - BLANK.PDF

C. Consideration Of A Special Events Permit For The Humane Society Of Pagosa Springs

This is an application for a Special Events Permit for the Humane Society of Pagosa Springs, to sell / gift Malt, Vinous and Spirituous Liquor at the Humane Society Thrift Store located at 279 Pagosa St. Pagosa Springs, CO 81147 for the Auction for the Animals on July 8th, 2021. The Sheriff has been notified of this event. the proper fees were collected and the premises was posted for the required ten (10) days prior to today's hearing. The financial impact to the County is the fees paid per the County Fee schedule and Staff recommends approval of this Special Events Permit.

Presenter Jamie Jones
 Presenter's Title Administrative Assistant

Documents:

BLANK AUCTION FOR THE ANIMALS EVENT 7-8-21 APPLICATION.PDF

CONSENT AGENDA

A. PAYABLE WARRANTS AND PURCHASE CARDS

June 2, 2021 - June 15, 2021

B. REGULAR MEETING MINUTES

Regular Meeting Minutes 06/01/2021

Draft of the Regular Meeting Minutes from June 1, 2021 for approval.

Documents:

06-01-2021R.PDF

C. SPECIAL MEETING MINUTES

Special Meeting Minutes 6/4/2021

Draft of the Special Meeting Minutes from June 4, 2021 for approval.

Documents:

06-04-2021S.PDF

D. Consideration And Approval Of US Forest Service Agreement For Weed Control 2021

Continuing agreement for Archuleta County to control noxious weeds on Forest Service roads in the Pagosa Ranger District. The scope of work and pay has increased from \$6,000 to \$12,000 this year.

Documents:

18PA11021300009_MOD003_FOR SIGNATURE.PDF

E. Consideration And Approval Of SFY 21-22 Memorandum Of Understanding Colorado Works And Colorado Child Care Assistance Program

Colorado Revised Statute (C.R.S) 26-2-715 requires the Department of Human Services and Colorado counties to enter into an annual performance contract with each county to identify its duties and responsibilities in implementing the Colorado Works (CW) program and the Colorado Child Care Assistance Program (CCCAP). This annual performance contract is in the form of a Memorandum of Understanding (MOU) which is jointly signed by each county's Board of County Commissioners (BOCC) and the Department's Executive Director. Staff recommends approval of this MOU. Responsible Staff: Matthew Dodson, Director, County Dept. of Human Services.

Documents:

TANF-CHILD CARE MOU FINAL.PDF

F. Consideration And Approval Of Amendment To Contract For ACDHS Legal Services

DHS and Rachel Brock entered into a Contract for Legal Services on June 16, 2020, and it has become necessary to amend Section 4, bullet point 7 of the Contract to increase the contract amount to not exceed \$72,925.00. Staff recommends approval of this Contract Amendment. Responsible Staff: Matt Dodson, Director County Dept. of Human Services.

Documents:

LEGAL SERVICES AMENDMENT.PDF

G. Consideration And Approval Of ACDHS SFY Program Contracts (Multiple Vendors)

ACDHS desires to engage the following contractors to render certain professional services and assistance:

Aspire-\$5,000
 Rise Above Violence-\$20,000
 Southern Colorado Community Action Agency / The Training Advantage-\$55,095
 Family Centers Coalition-\$29,756
 Town of Pagosa Springs-\$14,025
 Authentic Solution-\$45,000
 CSU Extension Office - \$2,500
 Rachel Brock, Esq. - \$68,959

Contract conditions, scope, and terms are indicated in each contract attached.

Documents:

ASPIRE SIGNED 21-22.PDF
 LPFCC SIGNED 21-22.PDF
 RAV SIGNED 21-22.PDF
 SOCOCAA SIGNED 21-22.PDF
 TOWN OF PAGOSA SIGNED 21-22.PDF
 AUTHENTIC SOLUTIONS SIGNED 21-22.PDF
 PUBLIC CONTRACT FOR SERVICES - CSU EXTENSION OFFICE.PDF
 CONTRACT FOR LEGAL SERVICES DHS SIGNED 21-22.PDF

H. Ratification Of The Chairman's Signature On Letter Of Support For Funding For The Durango And Archuleta County Jointly Proposed Intercity Project.

Letters were sent to Senators Bennet and Hickenlooper requesting support for the Durango and Archuleta County's jointly proposed intercity project. This project will provide electric busses and infrastructure for both the City of Durango and Archuleta County's transit programs. Chairman Schaaf signed the letters on June 3, 2021.

Documents:

LETTER TO SENATOR MICHAEL BENNET.PDF

NEW BUSINESS**A. Consideration And Approval Of Resolution 2021-____ Enacting A Stage 1 Fire Restriction**

This is for the consideration and approval of the implementation of a Stage 1 Fire Restriction for Archuleta County, effective as of 12:01am on Wednesday, June 16th, 2021.

Presentor Mike Le Roux
 Presentor's Title Director of Emergency Operations

Documents:

RESOLUTION 2021- ____ ENACTING STAGE 1 FIRE RESTRICTIONS.DOC

B. Consideration And Approval Of Agreement To Award Incentive To Maintain Lewis Street Apartments As Affordable Housing

This agreement with Olympus SRH provides a payment equal to the County's portion of the property taxes for 180 Lewis Street in Pagosa Springs as an incentive to maintain the ten rental units being developed at that location as affordable housing units.

Presentor Todd Weaver
 Presentor's Title County Attorney

Documents:

AGREEMENT TO AWARD INCENTIVE_FINAL.PDF

C. Consideration And Approval Of Notice Of Award For Buttress And Port Project

Notice of award to Strohecker Asphalt for the Port and Buttress paving project.

Presentor Tim Hatch
 Presentor's Title Archuleta County Road and Bridge Manager

Documents:

NOTICE OF AWARD.PDF

D. Appointment To Fill The County Assessor's Vacancy

State Statute provides that the Board of County Commissioners shall be the body responsible for the appointment of an official to fill a vacancy of the unexpired term of an elected official. The current Archuleta County Assessor has submitted her letter of resignation, effective September 4, 2021 to the Board, and has recommended an individual to replace her.

EXECUTIVE SESSION

Pursuant to C.R.S. 24-6-402(4): The Board reserves the right to meet in executive session for any purposes allowed and announced prior to voting to enter into executive session.

COMMISSIONER COMMENTS**ADJOURNMENT OF THE REGULAR BOCC MEETING**

All meetings to be held in the Archuleta County Administration Offices
 398 Lewis Street, unless otherwise stated.
 All Regular and Special BoCC Meetings are recorded.

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Kristy Archuleta
Archuleta County

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RESOLUTION 2021 - 43

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ARCHULETA COUNTY, COLORADO, IMPLEMENTING FIRE RESTRICTIONS, AUTHORIZING THE SHERIFF TO ALLOW EXCEPTIONS, AND AUTHORIZING THE SHERIFF OR THE BOARD OF COUNTY COMMISSIONERS TO IMMEDIATELY AMEND, RESCIND, OR ENACT FIRE RESTRICTIONS FOR THE YEAR 2021

WHEREAS, the Board of County Commissioners of Archuleta County is empowered under C.R.S. §30-11-107(e) to provide for the management of the business and concerns of the County; and,

WHEREAS, pursuant to C.R.S. §30-15-401(1)(n.5), the Board of County Commissioners of Archuleta County has the power to adopt an ordinance to ban open fires to a degree and in a manner that is deemed necessary to reduce the danger of wildfires; and,

WHEREAS, the Board adopted Ordinance 18-2017 on September 3, 2018 entitled "Amended and Restated Ordinance for the Regulation of Open Burning in the Unincorporated Areas of Archuleta County"; and,

WHEREAS, the criteria for a Stage 1 Fire Restriction is set forth in the "2018 Southwest Annual Operating Plan" and the "Southwest Colorado Fire Danger Operating Plan"; and,

WHEREAS, the Board of County Commissioners of Archuleta County has received competent evidence that there exists a high danger of forest, grass or other wildland fires within the unincorporated areas of Archuleta County; and,

WHEREAS, the Archuleta County Sheriff and the Fire Chiefs of the County's Fire Protection Districts have requested that the Board impose Stage 1 Fire Restrictions for all private lands in unincorporated areas of Archuleta County; and,

WHEREAS, the Town of Pagosa Springs, the Southern Ute Indian Tribe, and San Juan National Forest, are also in the process of instituting Stage 1 restrictions within the same boundaries; and,

WHEREAS, the enactment of this Resolution is necessary for the preservation of public health, safety, and welfare throughout Archuleta County.

KRISTY ARCHULETA
RESOLUTIONS

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ARCHULETA COUNTY, COLORADO THAT:

1. Fire restrictions are necessary on all private lands in unincorporated areas of Archuleta County and **will go into effect at 12:00 a.m. on Wednesday, June 16, 2021.**
2. Fire restrictions prohibiting open burning, burn barrels, and agricultural burning in the unincorporated areas of Archuleta County are hereby enacted. Provided, further, this resolution is not intended to have any force or effect on land owned by the United States Forest Service or the Southern Ute Indian Tribe.
3. The following acts are prohibited until further notice:
 - a. **FIRE:** The building, maintaining, attending, or using any fire, campfire, coal or wood burning stove, any type of charcoal fueled broiler, or open fire of any type in undeveloped areas, is NOT authorized during Archuleta County fire restrictions (refer to Paragraph 4 for exemptions).
 - b. **BURN PERMITS:** Burn permits issued shall not be authorized during the fire restriction period.
 - c. **FIREWORKS:** The use of ALL fireworks is prohibited in a fire ban. This includes "permissible fireworks" such as, but not limited to small fireworks devices designed to produce audible or visual effects by combustion, fountains, cones, spinners, sparklers, poppers, snake or glow worm pellets and other trick noisemakers. Please see the complete listing as defined below.

DEFINITION: Fireworks as defined in section 12-28-101(3) C.R.S, and shall specifically include "permissible fireworks" as defined in section 12-28-101(8) C.R.S.
 - d. **OPEN BURNING:** Agricultural burning of crop land, fields, rangeland, weed burning, debris burning, slash piles, prescribed burning and any open burning including 'bon fires' that require a permit from the fire authority having jurisdiction, will not be allowed during Archuleta County fire restrictions.
 - e. **SHOOTING:** Shooting tracer rounds or explosive type targets are prohibited. The use of an explosive initiation system requiring a burning fuse line is prohibited.
 - f. **SMOKING:** Smoking, except within an enclosed vehicle or building, a developed recreation site, or while stopped in an area of at least six feet diameter that is barren or cleared of all combustible material is NOT authorized during Archuleta County fire restrictions.
4. The following acts are approved exemptions during fire restrictions:

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Kristy Archuleta
Archuleta County

- a. **FIRE:** Recreational fires will be limited to appliances fueled by bottled gas, or pressurized liquid fuel, at developed parks, campground, private residence, or picnic area and not closer than 30 feet from an undeveloped area.

Recreational fires within a permanently constructed fire grate in a developed park, campground, private residence, or picnic area and not closer than 30 feet from an undeveloped area.

DEFINITION: Liquid or Gas-Fueled Appliances such as grills, camp stoves, and Tiki torches that burn liquid or gaseous fuels and can be shut off. Recreational camp fires will also be limited to burning material other than rubbish or debris where the fuel being burned is not contained in a portable outdoor fireplace or barbeque grill and has a total fuel area of 2 ft wide x 2 ft long x 2 ft high, protected by a permanent fire ring structure and covered by a steel grate, for pleasure, religious, ceremonial, cooking, warmth, or similar purposes. This includes fires in barrels and drums; fixed, permanent outdoor fireplaces; and barbeque pit fires.

- b. **CHAINSAW:** Operating a chain saw with a USDA or SAE approved spark arresting device properly installed and in effective working order, and having a chemical pressurized fire extinguisher of not less than eight (8) ounces capacity by weight, and possessing one large size pointed shovel with an overall length of at least thirty-six (36) inches is allowed during fire restrictions. The extinguisher shall be with the chain saw operator. The shovel may be kept with the fueling supplies, but readily available for quick use.
- c. **CHARCOAL GRILLS:** Charcoal grills use either charcoal briquettes or all-natural lump charcoal as their fuel source. The charcoal, when burned, will transform into embers radiating the heat necessary to cook food.

Charcoal grill fires at private residences or within a permanently constructed fire ring structure covered by a steel grate in a developed park, campground, or picnic area are allowed during fire restrictions.

Charcoal barbeque grills shall not be closer than 30 feet from an undeveloped area.

- d. **CHIMINEAS OR PORTABLE OUTDOOR FIREPLACE:** A chiminea or a portable outdoor fireplace at private residences or within a developed park, campground, or picnic area and are not closer than 30 feet from an undeveloped area and not closer than 15 feet of a structure or combustible material, with covers, screens, spark arresters, and grates is allowed during Archuleta County fire restrictions.

DEFINITIONS: A chiminea is a freestanding front-loading fireplace or oven with a bulbous body and usually a vertical smoke vent or chimney. Fires start very quickly in chimineas after ignition with papers and small pieces of wood. When in full burn after just 15 minutes, they give off tremendous heat due to their design which allows much more air to be drawn in than, for example, a fire basket.

Portable Outdoor Fireplace: A commercially purchased portable, outdoor, solid-fuel-burning fireplace that may be constructed of steel, concrete, clay, or other non-combustible material. A portable outdoor fireplace may be open in design or may be equipped with a small hearth opening and a short chimney or chimney opening at the top. These devices must be operated according to the manufacturers' instructions with all covers, screens, spark arresters, and grates in place. Portable outdoor fireplaces shall not be operated within 30 feet of a structure or combustible material.

- e. **HEATING DEVICES:** Any fires contained within liquid-fueled or gas-fueled stoves, lanterns or heating devices are allowed during fire restrictions.

DEFINITION: Liquid or Gas-Fueled Appliances such as fire pits, grills, camp stoves, and Tiki torches that burn liquid or gaseous fuels and can be shut off. This does not include any device that burns solid fuels such as wood or charcoal and which must be extinguished.

- f. **PERMIT FIRES:** Exemptions approved under this temporary fire restriction includes the following permitted fires:
 - i. Permitted fires by persons with a permit specifically authorizing the prohibited act such as professional firework displays. Contact must be made with the permitting authority to verify the status of permits issued prior to the establishment of burn restrictions.
 - ii. Fire Department/District training fires.
 - iii. Burning of explosive wastes by manufacturers of explosives in areas zoned for industrial use, when the burning is supervised by the fire protection district.
 - iv. Open fires or open burning by any federal, state, or local officer in the performance of official fire suppression functions.
 - v. Individuals operating under any of the above exemptions shall take adequate measures to prevent uncontrolled fires. Possible measures include, but are not limited to:
 - 1. Containers of adequate water or dry soil nearby.
 - 2. Shovels, fire extinguishers, or other extinguishing agents nearby.
 - 3. Coordination with the local fire department or district to be on scene or standby during an activity
- g. **TIKI TORCHES:** Tiki torches at private residences or within a developed park, campground, or picnic area and are not closer than 30 feet from an undeveloped

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Kristy Archuleta
Archuleta County

area and not closer than 15 feet of a structure or combustible material is allowed during Archuleta County fire restrictions.

DEFINITION: Liquid or Gas-Fueled Appliances such as fire pits, grills, camp stoves, and Tiki torches that burn liquid or gaseous fuels and can be shut off. This does not include any device that burns solid fuels such as wood or charcoal and which must be extinguished.

- h. **WELDING & CUTTING TORCHES**: Welding or operating an acetylene or other torch with an open flame within an area that is barren or cleared of all combustible material at least 10 feet on all sides from the equipment is allowed during fire restrictions.

Welding and cutting torch appliances, as described below in the definition section, may only be operated in an area no closer than 30 feet from an undeveloped area.

DEFINITION: Welding and Cutting Torch Appliances: Gas cylinder mixtures, electric and/or portable powered welders and cutting appliances that produce heat, flame, sparks, molten metal slag, etc.

- i. **WOOD PELLET GRILLS**: Approved wood pellet grills are exempt under these temporary fire restrictions.
- j. **OIL AND GAS INDUSTRY**: Oil and gas operations are required to comply with the requirements of the Colorado Oil and Gas Conservation Commission Rules for Fire Prevention and Protection, Rule 606A.

Any gas escaping from a well during drilling operations shall be, so far as practical, conducted to a safe distance from the well site and flammable vegetation, and burned. Operators are also required to notify Archuleta County Combined Dispatch at 970-731-2160 in advance of any flaring when it is anticipated, and in all other cases as soon as possible, but no more than two hours after the flaring has occurred.

- 5. The fire restrictions hereby proclaimed are effective Wednesday, June 16, 2021 at 12:00 a.m. and shall remain in effect until amended or rescinded by the Archuleta County Sheriff or the Archuleta Board of County Commissioners.
- 5. The Sheriff may grant written permission to allow open fires upon request, provided that it is proven to their satisfaction that such exception to the fire restrictions does not constitute a high danger of forest, grass, or other wildland fire; or
- 6. For the year 2021, the Archuleta Board of County Commissioners or the Archuleta County Sheriff may immediately amend, rescind, or instate any fire restrictions within unincorporated Archuleta County with a public statement as to the parameters of the fire

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Kristy Archuleta
Archuleta County

restriction. The fire restriction can be immediately effective. A discussion of the fire restriction will be promptly scheduled for a regular Board of County Commissioners meeting, at which time; the Board shall either confirm or rescind the said restriction.

APPROVED AND ADOPTED this 15th day of June, 2021.

ATTEST:

Kristy Archuleta
by Mary Helmeniski

Deputy Clerk to the Board

(SEAL)



BOARD OF COUNTY COMMISSIONERS
ARCHULETA COUNTY, COLORADO

Alvin Schaaf

Alvin Schaaf, Chair