

RESOLUTION NO. 11-04

A Resolution Regulating Open Burning in Grant County, Kansas (Including the city limits of Ulysses, Kansas)

WHEREAS, the Grant County Commissioners recognize the need to regulate any open burning so that it remains controlled and minimizes the risk to the residents of Grant County and to those residents residing within the city limits of Ulysses, Kansas; and

WHEREAS, the County Commissioners of Grant County deem it appropriate to adopt certain regulations to promulgate safe and controlled open burning within Grant County and the city limits of Ulysses, Kansas; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF GRANT COUNTY, KANSAS:

SECTION 1: That Grant County, Kansas, under the authorizations of K.S.A. Section 19-101a, et seq., and any amendments thereto (County Home Rule), hereby elects to implement the following regulations regarding the burning of lands in Grant County, Kansas, including those lands lying within the city limits of Ulysses, Kansas , to-wit:

- a) Prior to any burning, notification must be given to the Grant County Sheriff's Department and/or the Grant County Fire Chief. Said notification shall be by legal description, name of person burning said land, and the name of the person who is responsible for said burn;
- b) Burning will only be permitted from sunrise to sunset;
- c) Burning will only take place when wind is 15 mph or less;
- d) In open fields a fire-break shall be established of at least twenty feet (20') on all sides of said area to be burned;
- e) All burning shall be attended continuously from the time ignition to the time of extinguishment;
- f) No burning shall be allowed that in any way creates a traffic safety hazard on any highway, county road, or other traveled roadway;
- g) The person responsible for said burn will be responsible for any property damage as a result of said fire; and

- h) Any violation of this Resolution will result in the implementation of a \$100.00 fine for failure to secure permission, and fees and expenses incurred by Grant County for the response of trucks and/or safety equipment in the amount of \$50.00 per hour per fire truck.

SECTION 2: That the Grant County Fire Chief and Grant County Commissioners may impose county-wide open burn bans from time to time depending upon the overall moisture conditions and drought conditions affecting Grant County, Kansas. Said burn bans will be enforced in the same and similar manner as the previous Section for any violations thereof.

SECTION 3: That the Grant County Fire Chief may impose a county-wide ban (including the land lying within the city limits of Ulysses, Kansas), on any use of and/or discharge of fireworks, depending upon the overall moisture condition and/or drought conditions for Grant County, then existing. The fine provided for in Section 1 (h) will apply to each violation of this Resolution.

SECTION 4: That this Resolution shall be published once in the official County newspaper.

SECTION 5: That this Resolution shall take effect upon the publication in the Ulysses News newspaper.

ADOPTED AND APPROVED, by the Board of County Commissioners of Grant County, Kansas, on the 19th day of April, 2011.

**BOARD OF COUNTY COMMISSIONERS
GRANT COUNTY, KANSAS**



By Linda McHenry
Linda McHenry, Chairman

By Martin E. Long
Martin E. Long, Member

By Carl Higgs
Carl Higgs, Member

ATTEST:

Sheila Brown
Sheila Brown, County Clerk