

**THE BOARD OF COUNTY COMMISSIONERS
OF TELLER COUNTY, COLORADO**

RESOLUTION NO. 09-28-2023 (29)

**A RESOLUTION APPROVING AMENDMENTS
TO THE TELLER COUNTY OPEN BURNING PERMIT SYSTEM**

WHEREAS, Teller County Ordinance #17, Open Fire Ban and Burn Permit Ordinance was adopted by the Board of County Commissioners of the County of Teller (the "Board") on April 12, 2012; and

WHEREAS, Section 5 of Ordinance #17 adopted the Open Burn Permit System which is managed by the Teller County Sheriff; and

WHEREAS, the purpose of the County's Open Burning Permit System is to safely burn slash, slash piles, forest management slash, grasses and debris through collaboration with the local fire protection districts, burner education for property owners, and procedures for safe slash and debris burning; and

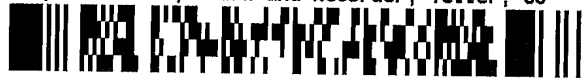
WHEREAS, the County's Open Burn Permit System includes an Open Burning Permit Application that property owners must submit to the Sheriff's Office which includes the legal description of the property, the fire district, the person responsible for the burn site, the description of the burn site, the type of material to be burned, and the fire control equipment being used; and

WHEREAS, the County's Open Burn Permit System also includes the County's Open Burning Regulations on the procedures for safe slash and debris burning; and

WHEREAS, pursuant to Section 5.6 of Ordinance #17, provisions of the Open Burning Permit System may be amended by the Sheriff with the prior approval of the Board by motion or resolution; and

WHEREAS, the Teller County Sheriff and the Teller Director of the Office of Emergency Management have recommended amendments to the Open Burning Permit System as shown in **Exhibit A**, to include identification of any third-party organizations or groups conducting or assisting with the open burning, provision of proof of insurance by the property owner and any third-party organizations or groups conducting or assisting with the open burning, and additional safety procedures recommended by the Colorado Division of Fire Prevention and Control, Wildland Fire Management Section; and

WHEREAS, the Board finds that the recommended amendments to the Open Burning Permit System are reasonable and will help reduce the risks and dangers of open burning in Teller County; and



WHEREAS, the Board further finds, determines and declares that adoption of this Resolution and approval of the amendments to is necessary for the preservation and protection of the public health, safety and welfare of the inhabitants of Teller County, Colorado.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Board of County Commissioners of Teller County, State of Colorado approves the amendments to the Open Burning Permit System, including amendments to the Open Burning Permit Application and the Open Burning Permit Regulations, as shown in **Exhibit A**, incorporated as fully set forth herein.

BE IT FURTHER RESOLVED that the amended Teller County Open Burning Permit System shall be posted on the Teller County website, currently identified as www.tellercounty.gov or as may be designated in the future.

APPROVED at a regular meeting of the Teller County Board of County Commissioners, this _____ day of September 2023.

BOARD OF COUNTY COMMISSIONERS
OF TELLER COUNTY, COLORADO

By: _____

Erik Stone, Chairman

Attest: _____

Clerk & Recorder





TELLER COUNTY SHERIFF'S OFFICE OPEN BURNING PERMIT REGULATIONS

In accordance with Teller County Ordinance 17, the Teller County Sheriff shall implement an "Open Burning Permit System". The Open Burning Permit allows for safe burning of slash, slash piles, forest management slash and debris. Open Burning Permits are issued by Teller County Sheriff's Department, 11400 Highway 24, Divide, Colorado. Phone number: (719) 687-9652.

The fee is \$10.00 and permits expire 1 year after issue date.

WHEN IS A PERMIT NOT REQUIRED FOR OPEN BURNING?

- Burning of materials contained in an outdoor fireplace, barbecue grill, or pit and with a total fuel area of 3 feet (914mm) or less in diameter and 2 feet (610mm) or less in height used for pleasure, religious, ceremonial, cooking or similar purposes.
- Small campfires within permanent fire pits or fire grates located on developed picnic grounds, camp grounds, public and private lands within the county.
- Firing of model rockets, welding or operating acetylene or other torches with an open flame.

WHEN IS A PERMIT REQUIRED FOR OPEN BURNING?

All persons must have a Teller County Sheriff's Office Open Burning Permit for the burning of materials not contained in an outdoor fireplace, barbecue grill, or pit and with a total fuel area of MORE THAN 3 feet (915mm) in diameter and/or MORE THAN 2 feet (611mm) in height.

FIREWORKS ARE ILLEGAL AT ALL TIMES IN TELLER COUNTY PERMITS UNAVAILABLE

EXCEPTION: Professional commercial fireworks display PERMIT REQUIRED

In addition to the required Teller County Sheriff's Office "Open Burning Permit", you should contact your local fire department or fire district to learn of additional open burning requirements or restrictions.

WITHIN THE CITY OF WOODLAND PARK, open burning is NOT permitted. Within Northeast Teller County Fire District, a site inspection must be done PRIOR to obtaining a burn permit. Please contact them at (719) 687-1866.



OPEN BURNING PERMIT REGULATIONS

1. No open burning of rubbish is allowed in Teller County. Rubbish includes paper, trash, garbage, useless waste, rejected or unused matter, organic or inorganic refuse, rejected or waste foods, offal, and tires. Only untreated, natural wood, leaves, dry prairie grass, slash and weeds may be burned.
2. If an open burn is to be conducted or assisted by someone other than the legal owner of the property, including any third-party organization or group, written permission from the legal owner must be submitted with the Open Burn Permit Application.
3. The Permittee and any third-party organization or group conducting or assisting with the Open Burn must provide proof of insurance with the Open Burn Permit Application.
4. Burning in barrels or incinerators is not allowed.
5. The permittee shall only burn in piles that do not exceed 8'x8'x8'. Limbs may not exceed 6" in diameter.
6. Only one pile may be burned per day unless additional piles are approved to be burned by the local Fire Chief and the Sheriff in writing in advance.
7. No more than 50 piles may be burned during the life of the permit.
8. Materials must not be ignited later than 2:00 p.m. All fires must be completely extinguished no later than sunset. Open burning is not permitted to continue overnight. "Ignition of material" includes both starting a fire and adding more material to an existing fire.
9. Open burning (campfires; see below) must be at least 50 feet (15,240 mm) away from any structure or other combustible materials and all combustible debris must be cleared within a 50-foot radius. Be observant of tree limbs and electrical wires overhead.
10. A garden hose connected to a water supply or other approved fire-extinguisher equipment MUST be readily available for use at open burning sites.
11. Burning material must be constantly attended by a person knowledgeable in the use of the required fire-extinguishing equipment, familiar with the Open Burning Regulations and must be attended until all burning materials have been extinguished.
12. Barbecues and pits must be at least 10 feet (3048mm) away from combustible walls or roofs or other combustible materials.
13. Campfires must be contained within a designated fire pit that is at least 25 feet away from all structures or other combustible materials and all combustible materials must be cleared in a 25-foot radius. Fire pits must be less than 3 feet in diameter or less than 3 feet in length and width, and at least 18 inches in depth. A garden hose connected to a water supply or other approved fire- extinguishing equipment MUST be readily available. All campfires must be attended by a person knowledgeable in the use of fire extinguishing equipment until the fire is completely out.

761839 RESOLUTION Page 4 of 9
09/28/2023 11:40 AM Fees: \$0.00 Doc Fee:
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14. This permit shall be retained by the burn supervisor and shall be shown upon request of appropriate officials without delay. All open burning operations shall be subject to inspection.
15. During publicly announced periods of AIR POLLUTION EMERGENCY or ALERT, all permits are suspended in alert areas. In such cases, burning may be conducted only with direct written permission from the granting authority.
16. The permittee is responsible for checking the daily air quality forecast before igniting the burn to ensure that no Air Pollution Alert or Ozone Action Day alert has been issued for the location of the burn. For more information: www.colorado.gov/airquality.
17. The permittee, permittee's employees, agents, and assignees, and any third-party organization or group involved with the open burning shall abide by the conditions and restrictions contained herein. Any violations of these conditions and restrictions shall render this permit null and void and subject the violator to liability and penalties as allowed by law.



WHEN IN DOUBT – CALL YOUR LOCAL FIRE DEPARTMENT

CRIPPLE CREEK FIRE	(719) 689-0240
DIVIDE FIRE	(719) 687-8773
FLORISSANT FIRE	(719) 748-3909
FOUR MILE FIRE	(719) 689-3417
GREEN MTN FALLS FIRE	(719) 684-2293
MOUNTAIN COMMUNITIES FIRE	(719) 687-9652
	(719) 687-1858
NORTHEAST TELLER FIRE	(719) 687-1866
VICTOR FIRE	(719) 689-0866

**REMEMBER: YOU MUST NOTIFY THE TELLER COUNTY SHERIFF'S OFFICE
BEFORE PERFORMING ANY OPEN BURNING AND AFTER THE FIRE IS COMPLETELY OUT**

I acknowledge that I have read and understand the Teller County Sheriff's Office Open Burning Permit regulations as set forth above and agree to comply with these regulations and with Teller County Ordinance #17, Open Fire Ban and Burn Permit Ordinance.

Applicant Signature _____

Date _____





TELLER COUNTY SHERIFF'S OFFICE
OPEN BURNING PERMIT APPLICATION

You **MUST** notify the Sheriff's Office prior to the start of any open burning and when the fire is completely out. Call (719) 687-9652, 24 Hours per day.

LEGAL DESCRIPTION:

TOWNSHIP _____ RANGE _____ SECTION _____ LAT. _____ LONG. _____
FIRE DISTRICT _____ SITE INSPECTION COMPLETED ___YES___NO

FIRE INSPECTOR SIGNATURE _____

TCSO PERMIT NUMBER _____

DATE ISSUED _____ EXPIRATION DATE _____

TCSO SUPERVISOR SIGNATURE _____

NAME: _____ PHONE # _____

MAILING ADDRESS: _____

(City) (State) (Zip Code)

BURN ADDRESS: _____

(City) (Subdivision)

IS BURN SITE INSIDE CITY LIMITS* _____YES_____NO

(* If you live inside city limits you must contact city fire officials to obtain permission to burn. TCSO does **NOT** issue permits to residents inside city limits of Woodland Park, Cripple Creek or Victor.)

WHAT FIRE DISTRICT IS THE PROPERTY IN: _____

PERSON RESPONSIBLE FOR BURN SITE: _____

PROOF OF INSURANCE: Responsible Person must provide the Sheriff's Office with proof of current insurance.

IS ANY THIRD-PARTY ORGANIZATION OR GROUP, INCLUDING ANY VOLUNTEER ORGANIZATION OR GROUP, ASSISTING WITH THE BURN SITE? _____YES_____NO

IF YES, PROVIDE THE NAMES OF ALL THIRD-PARTY ORGANIZATIONS, GROUPS AND/OR ENTITIES: _____

PROOF OF 3RD PARTY INSURANCE: Any third-party organization or group involved in the burn must provide the Sheriff's Office with proof of current insurance.

761839 RESOLUTION Page 7 of 9
09/28/2023 11:40 AM Fees: \$0.00 Doc Fee:
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DESCRIPTION OF BURN SITE (fence row, ditch, open area, size, etc.): _____

TYPE OF MATERIAL BEING BURNED (wood, slash, etc.): _____

LIST ALL FIRE CONTROL EQUIPMENT BEING USED (water supply, shovels, fire extinguisher, etc.):

Each of the undersigned certifies that the above statements are true and that each has read and understands the conditions of this Open Burning Permit and that each will comply with Teller County Ordinance #17 "Open Fire Ban and Burn Permit Ordinance" and the Teller County Sheriff's Office Open Burning Permit Regulations.

Applicant Name: _____

Applicant Signature _____

Date _____

3rd Party Organization or Group Name(s): _____

3rd Party Organization or Group Signature: _____

Date: _____





**TELLER COUNTY SHERIFF'S OFFICE
OPEN BURNING PERMIT APPLICATION**

THIS PERMIT IS SUBJECT TO ALL CONDITIONS LISTED BELOW

1. Permission from the Teller County Sheriff's Office **MUST** be obtained on each day of open burning and prior to starting a fire. TCSO (719) 687-9652, 24 hours per day.
2. Fires must be completely out by sunset. When the fire is completely out, you **MUST** notify the Teller County Sheriff's Office (719) 687-9652.
3. All open burning is prohibited in Teller County during a Red Flag Warning, Teller County Fire Ban, or Fire Restrictions as issued by the Teller County Sheriff's Office.
4. You should contact your local fire department or fire district for additional open burning requirements or restrictions.
5. An adequate water supply and/or fire extinguisher and other fire fighting tools must be readily available in case of emergency.
6. Emergency vehicles **MUST** have access and be able to reach the burn location at all times.
7. At **NO** time shall the burning be left unattended. Burning shall be supervised by one or more responsible adults (depending on the type of burning). The Open Burning Permit must be on site. Precautions shall be taken to localize the burning, and in no way shall the burning constitute a fire hazard to persons or property within or adjacent to the area of burning.
8. No person may kindle or maintain a fire that consists of hazardous materials.
9. No Open Burning of Rubbish is allowed in Teller County. Rubbish includes paper, garbage, trash, useless waste, rejected or unused matter, organic or inorganic refuse, rejected or waste foods, offal, and tires.
10. Burning is not authorized for the hours between dusk to dawn.
11. **Burning shall be restricted to the items and location contained in the TCSO Open Burning Permit. All opening burning shall be subject to inspection by the Teller County Sheriff's Office and the local fire authority. (Permit **MUST** be shown upon request.)**
12. All building contractors **MUST** have a permit for each burn location.
13. The undersigned agrees to meet the requirements set forth in this permit. This permit can be revoked if applicant fails to comply with the guidelines stated above. Fines and/or costs to extinguish and repair damage caused will be assessed to applicant for failure to comply with these guidelines.

THIS PERMIT EXPIRES ONE YEAR AFTER DATE OF ISSUE.

Applicant Signature _____ Date _____

761839 RESOLUTION Page 9 of 9
09/28/2023 11:40 AM Fees: \$0.00 Doc Fee:
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