

September 16, 2010

Commissioners met on this day for a special meeting with the following members present: Paul Wilson, Jeff Hardin and John Richwine. Also present were County Attorney Jerry Shine, Deputy Auditor Jane Lyons and Commissioners Office Manager Linda Smith.

**IN THE MATTER OF APPROVAL OF RESOLUTION NO. 2010-BC-R-06, A
RESOLUTION DECLARING AN EMERGENCY FIRE HAZARD AREA AND
TEMPORARY BAN ON OPEN BURNING**

Commissioners approved Resolution No. 2010-BC-R-06, A Resolution Declaring an Emergency Fire Hazard Area and Temporary Ban on Open Burning. Motion to approve made by Jeff Hardin and seconded by John Richwine. A roll call vote was taken. Motion carried.

Several Representatives from the fire department were present at this meeting to thank the Commissioners for this Resolution.

RESOLUTION NO. 2010-BC-R-06

**A RESOLUTION DECLARING AN EMERGENCY FIRE HAZARD AREA AND TEMPORARY BAN ON OPEN
BURNING**

WHEREAS, The Madison County Board of Commissioners is aware from information issued by the National Weather Service that in central Indiana, August 2010 was one of the driest months on record, and

WHEREAS, in the month of September 2010 Madison County has still not received any significant amount of rainfall, and

WHEREAS, such a shortfall of rain has caused grass, crops, and leaves to dry up creating an extremely hazardous fire condition, and

WHEREAS, The Madison County Board of Commissioners has received as request from the Fire Chiefs of Madison County via The Madison County Fire Chiefs Association that a temporary ban be issued on open burning in Madison County, as per **Indiana Fire Code 307.1.1** which states, *“The Fire Chief is authorized to require open burning be immediately discontinued if such open burning constitutes a hazardous condition.”*,

NOW THEREFORE BE IT RESOLVED, The Madison County Board of Commissioners does hereby declare that an **OPEN BURN EMERGENCY** does currently exist and to protect the public welfare and safety of Madison County residents the following shall be in effect,

1. A temporary ban of open burning is in effect for all Cities, Towns, and Townships in Madison County, this ban prohibits any open burning, comfort fires, agriculture burning or similar legal fires until weather improves,

2. Pursuant **Indiana Fire Code**, anyone who chooses to violate this ban of open burning would be committing a Class C infraction and could be subject to a fine of up to \$500.00 per instance,

3. Pursuant **Indiana Statute IC 14-23-7-2**, entitled, **Declaration of Emergency Fire Hazard Area**, The President of the Board of Commissioners shall forward by electronic transmission to the Governor of The State of Indiana, a copy of this Resolution requesting the declaration of an emergency fire hazard area, and

This open burning ban shall remain in effect until the Madison County Fire Chiefs have declared conditions as safe to resume open legal burning , having declared the open burning ban lifted with notification to the Madison County Board of Commissioners.

