

**BEFORE THE BOARD OF DIRECTORS OF THE TRUCKEE
FIRE PROTECTION DISTRICT OF NEVADA COUNTY**

ORDINANCE 03-2019

**AN ORDINANCE SETTING FORTH THE REQUIREMENTS AND/OR RESTRICTIONS
PERTAINING TO BANNING OPEN BURNING AND RECREATIONAL FIRES DURING
HIGH FIRE CONDITIONS**

WHEREAS, Truckee Fire Protection District is a Fire Protection District organized and existing pursuant to Health and Safety Code Sections 13800 (“TFPD”) and following., and

WHEREAS, In the Truckee Fire Protection District wildfire threatens the forests, homes and structures and is identified by Cal Fire as a Very High Fire Severity Zone, and

WHEREAS, there is an increased threat of wildfire when open burning, recreational fires, are allowed during high fire hazard conditions, and

WHEREAS, improperly extinguished recreational fires have the potential to escape the confines of their fire ring and threaten to, and do, spread to nearby wildland and structures, and

WHEREAS, the large visitor population in the District is not familiar that the District experiences elevated wildland fire danger and is designated Very High Fire Severity Zone by the State of California, and

WHEREAS, by banning open burning, recreational fires, during high fire hazard conditions (Wildland Fire Season), the threat of wildfire can be reduced.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE TRUCKEE FIRE PROTECTION DISTRICT OF NEVADA COUNTY AS FOLLOWS:

1. All of the above recitals are true and correct.
2. Open Burning, Camp Fires, Bonfires, Portable Outdoor Fireplaces, Charcoal Barbeques, Ceremonial Fires and Recreational Fires as stated in the 2016 California Fire Code within the District’s jurisdiction, shall be prohibited when atmospheric conditions or other local circumstances make such fires hazardous including when, in the judgement of the Fire Chief or their designee, the menace of destruction by wildfire to life, improved property, or natural resources is due to factors that may cause the rapid spread of wildfire such as high winds, low fuel moistures, fire weather or red flag warnings, severe threat of wildland fire, or the issuance of Fire Restrictions on lands adjacent to the TFPD by the California Department of Forestry and Fire Protection (CalFire) or by the United States Forest Service (USFS).

EXEMPTIONS:

- a. UL or ASMI listed manufactured GAS (LPG or NG) outdoor flame devices, such as: Gas BBQ’s or Gas Fire-pits.

Truckee Fire Protection District

ORDINANCE 03-2019

- b. Campfires in designated campgrounds on State or Federal lands.
 - c. Campfires in a designated private campground with additional restrictions as determined by TFPD staff.
3. Open Burning (as described in section 2) will be prohibited on issuance of Fire Restrictions on lands adjacent to the Fire District by the California Department of Forestry and Fire Protection (CalFire) or by the United States Forest Service (USFS). This is often referred to as the “burn ban” and “wildland fire season” which generally runs from June to November when wildland fires can burn out of control, but will vary each depending on past, current and forecast conditions.
 4. If any section, sub-section, paragraph, clause or word of the Ordinance is determined in a final ruling by a court of competent jurisdiction to be invalid or unenforceable, such finding shall not invalidate any other section, sub-section, paragraph, clause or word of this Ordinance, which shall remain in effect.
 5. This Ordinance shall take effect and be in force 30 days from its passage. Before the expiration of 15 days after its passage, the Ordinance shall be published once in the *Sierra Sun*, a newspaper of general circulation within the jurisdiction of TFPD.

PASSED AND ADOPTED at a duly held meeting of the Board of Directors of the Truckee Fire Protection District of Nevada County on DATE, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Attested by: _____
 Joyce Engler, Administrative Officer/Clerk of the Board

Dated: DATE