

ORDINANCE NO. 1076 (2018)

AN EMERGENCY ORDINANCE ESTABLISHING CHAPTER 9.42 OF THE CRAIG MUNICIPAL CODE TO AUTOMATICALLY ADOPT ANY TEMPORARY OR EMERGENCY COUNTY FIRE RESTRICTIONS IN THE CITY OF CRAIG, COLORADO.

RECITALS:

1. The Craig City Council finds that when there exists an extreme fire danger in the City of Craig that it is necessary to place fire restrictions in effect within the City.
2. In the past, fire restrictions have been done by a temporary emergency ordinance without any coordination with the fire restrictions imposed by the Moffat County Sheriff for all of Moffat County. The Moffat County Sheriff is known to have specialized training and information regarding fire conditions in the area, including within the City of Craig as a part of Moffat County. Such specialized knowledge includes training on the various levels of fire restrictions as well as coordination with federal, state and local fire officials.
3. The City Council finds that the same fire restrictions adopted in Moffat County are pertinent and should apply automatically in the City of Craig, thus coordinating the fire restrictions.
4. At the time of adoption of this ordinance, local fire conditions are extreme and Moffat County is currently subject to fire restrictions. There is a current need to impose similar fire restrictions within the City of Craig at this time.
5. The City Council further finds that this need constitutes a special emergency for the preservation of the public health and safety.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CRAIG, COLORADO:

Section 1: Adoption of Chapter 9.41 entitled Fire Restrictions as follows:

Chapter 9.42

Fire Restrictions

9.42.010 Temporary and Emergency Fire Restrictions. Temporary and emergency fire restrictions that are issued by Moffat County and applicable to all of Moffat County shall apply to the City of Craig and violations will be subject to the provisions of Section 9.42.020.

9.42.020 Enforcement and penalties. Any violation of the provisions of this Chapter is classified as a Class A municipal offense pursuant to Section 9.04.010. In addition to criminal penalties outlined in this Chapter, the Police Department, City code enforcement officers and Fire Chief of the Craig Rural Protection Fire District or his or her designated representative may seize any fireworks or extinguish any open-burning fires prohibited under this Article.

Section 2: If any subsection, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portion of this Ordinance.

Section 3: The City Council deems it appropriate to publish the title of this Ordinance, together with a summary of the Ordinance and with the statement that the text is available for public inspection and acquisition in the Office of the City Clerk.

Section 4: This Ordinance shall be effective immediately upon passage.

Section 5: This Ordinance is enacted pursuant to the City's authority to act under its police power to protect and preserve the general welfare of the City and its citizens.

READ, APPROVED AND ORDERED PUBLISHED THIS 10th DAY OF JULY 2018
BY THE CITY COUNCIL OF THE CITY OF CRAIG, COLORADO.

John Ponikvar, Mayor

ATTEST:

Kathy Larson, City Clerk