



# LINCOLN COUNTY MONTANA

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STATE OF MONTANA LINCOLN COUNTY

RECORDED: 07/26/2023 11:57 KOI: RESOLUTION

CORRINA BROWN CLERK AND RECORDER

FEE: \$0.00 BY: *Michelle Byrd Deputy*

FOR: LINCOLN COUNTY BOARD OF COMMISSIONERS 512 CALIFORNIA AVE,

## Resolution 2023-24

### EMERGENCY RESOLUTION PROHIBITING OPEN BURNING

WHEREAS, Lincoln County is experiencing a period of VERY HIGH to EXTREME fire danger, and

WHEREAS, Fire managers within the Northwest Montana Region have collectively agreed that Stage 1 Fire Restrictions are to be implemented as of 0001 hours on Saturday, July 29, 2023, and

WHEREAS the County Commissioners are authorized by MCA 7-33-2205 to restrict open burning.

NOW, THEREFORE, BE IT RESOLVED, that on July 29, 2023, at 0001 hours, the ignition of any open fire on any forest, range, cropland, or county park, unless within the guidelines of the Stage 1 Restriction Procedures, is hereby prohibited. This restriction also prohibits the ignition of fireworks within Lincoln County.

BE IT FURTHER RESOLVED that as provided by MCA 7-33-2206 any person who ignites any open fire, not within the established Stage 1 Restriction Procedures, without a written permit from the fire protection agency with jurisdiction over the area in which the fire is ignited, is guilty of a misdemeanor.

#### THE BOARD FURTHER RESOLVES:

1. If a provision of this resolution conflicts with a provision of a previously adopted resolution, this resolution will prevail.
2. This resolution will be effective immediately upon adoption, in accordance with § 7-5-123, MCA.





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- 3. This resolution and its various sections, clauses and paragraphs are severable. If any part, sentence, clause, or phrase is adjudged to be unconstitutional or invalid, the remainder of the resolution will not be affected.
- 4. This Board directs that this resolution be entered into the minutes and signed by the Chair.

### END OF RESOLUTION

Approved as to Form:

  
 \_\_\_\_\_  
 Marcia Boris, County Attorney


Date presented to the Board 7/26/23      Approved  Disapproved [ ] Amended [ ]

Adopted this 26 day of July, 2023

LINCOLN COUNTY BOARD OF COMMISSIONERS

  
 \_\_\_\_\_  
 Josh Letcher, Chair

ATTEST:

  
 \_\_\_\_\_  
 Corrina L. Brown, Clerk of the Board





# NORTHERN ROCKIES COORDINATION GROUP NORTHWEST MONTANA AREA

## Stage I Fire Restrictions Going into Effect in NW Montana



Flathead National Forest  
Kootenai National Forest



Glacier National Park



Lost Trail NWR  
Swan River NWR



Region 1



Northwestern Land Office



County Fire Wardens



Flathead County



Lincoln County



Lake County



Sanders County

**Kalispell, MT, July 26, 2023** — Interagency fire managers are implementing Stage I Fire Restrictions that will go into effect at 12:01am Saturday, July 29<sup>th</sup>, 2023 across the Flathead National Forest, Kootenai National Forest, Glacier National Park, US Fish and Wildlife Service, Montana Department of Natural Resources and Conservation - Northwestern Land Office, Montana Fish, Wildlife & Parks Region 1, and Lincoln County, Flathead County, and Sanders County.

Each year, 70 to 80% of wildfires are human-caused and this summer the trend has continued. Northwest Montana is currently experiencing drought conditions including extremely dry forest fuels; forecasts of temperatures above normal accompanied by low humidity, wind, and minimal precipitation; and competition for firefighting resources, as fires continue to burn across the State and the West. The intent of Fire Restrictions is to reduce fire risk and prevent wildfires during periods of high to extreme danger by decreasing potential sources of ignition. Please refer to the appropriate Fire Restrictions Order for the land you are visiting and for a complete list of what is and isn't allowed.

Federal, State, and Private jurisdictions under Stage I restrictions include:

- **Flathead National Forest**, including Hungry Horse, Glacier View, Swan Lake, Spotted Bear and Tally Ranger Districts **to include** the Great Bear Wilderness, Mission Mountain Wilderness, and the Flathead National Forest portion of the Bob Marshall Wilderness. **\*NO recreation site campfire exemptions**
- **Kootenai National Forest**, including Rexford, Fortine, Three Rivers, Libby and Cabinet Ranger Districts. **\*NO recreation site campfire exemptions**
- **Glacier National Park**
- **US Fish & Wildlife Service**, Including Lost Trail and Swan River National Wildlife Refuge
- **Montana Department of Natural Resources and Conservation**, including Kalispell, Libby, Stillwater and Plains Units. State land & private classified forested lands
- **Montana Fish, Wildlife, and Parks**, Region 1 within Flathead County, Lincoln County, Sanders County

- **Flathead County** – Stage I fire restrictions
- **Lake County** – No fire restrictions
- **Lincoln County** – Stage I fire restrictions
- **Sanders County**– Stage I fire restrictions
- **Green Diamond** - are not allowing campfires on their lands
- **Flathead Ridge Ranch** - prohibits campfires on their lands
- **Southern Pine Plantation of Montana** - Industrial Timberlands in Lincoln, Sanders, and Flathead Counties are not allowing campfires
- **Stimson Private Timber Company** - are not allowing campfires on their lands
- **Stoltze Timber Company** - are not allowing campfires on their lands

### **Stage I Fire Restrictions Prohibit:**

#### **The Following Acts Are Prohibited Until Further Notice:**

1. Building, maintaining, attending, or using a fire or campfire.
2. Smoking, except within an enclosed vehicle or building, a developed recreation site or while stopped in an area at least three feet in diameter that is barren or cleared of all flammable materials

#### **Stage I Exemptions:**

1. Persons with a written permit that specifically authorizes the otherwise prohibited act.
2. Persons using a device solely fueled by liquid petroleum or LPG fuels that can be turned on and off. Such devices can only be used in an area that is barren or cleared of all overhead and surrounding materials within three feet of the device.
3. Persons conducting activities in those designated areas where the activity is specifically authorized by written posted notice.
4. Any Federal, State, or local officer or member of an organized rescue or firefighting force in the performance of an official duty.
5. All land within a city boundary is exempted. \*Review local ordinances specific to jurisdiction.
6. Other exemptions unique to each agency/tribe.

#### **Violations:**

- 1) You could be fined up to \$5,000 individually or \$10,000 for an organization and imprisoned up to 6 months for violating restrictions and closures.
- 2) You can be held liable for all suppression costs and damages if you start a fire.

**For current wildfire and restrictions information please visit:**

<https://www.mtfireinfo.org/>

### **Know your risk and do your part to prevent accidental wildfire ignitions this summer.**

- **Never discard** cigarettes, matches or smoking materials on the ground.
- Maintain and clean any logging, farming, or lawn equipment **before use**.
- Ensure trailer chains are properly secured to **prevent dragging** which can cause sparks.
- Avoid driving or parking your vehicle, ATV, or UTV on **dry grass**.
- **Debris burning is prohibited in NW Montana during July, August and September.**

**###**