

Resolution #2  
Resolution Regulating the Manner of Burning in Hand County  
Declaration of Fire Danger Emergency

**WHEREAS**, the Hand County Commission has met and determined that there is an immediate need to define rules related to the control of discretionary or purposeful burning, and

**WHEREAS**, the Hand County Commission pursuant to SDCL: 7-8-38, 7-8-20(2) and 7-18A-2 is authorized to institute emergency measures for the preservation of county property and control of nuisances and to impose penalties for the violation of the same, and

**WHEREAS**, the Hand County Commission has determined that it is in the best interest of public safety to enact by emergency resolution this immediately binding measure, and

**WHEREAS**, the Hand County Commission intends to formalize the spirit of this resolution in the form of a formal ordinance at some future date, and

**WHEREAS**, the Hand County Commission has determined that immediate action is needed to preserve the resources and assets of Hand County and its residents, and to prevent a continuing nuisance, and

**WHEREAS**, the Hand County Commission has determined that discretionary or purposeful burning includes the lighting of any fire by any person with the intent to destroy property or otherwise render it useless and shall include the burning of fields, trash, debris, trees, grass, and any other combustible material, NOW

**THEREFORE BE IT RESOLVED**, that Hand County, through it's Commission now prohibits any discretionary or purposeful burning within the statutory limits, not including any incorporated municipalities, of Hand County, South Dakota, and

**IT IS FURTHER RESOLVED THAT**, the Hand County Commission shall immediately appoint <sup>Hand Co. Sheriff</sup> ~~its~~ representative, who shall have its authority to determine whether changing environmental and weather conditions shall warrant the resumption of discretionary or purposeful burning. <sub>as its</sub>

This resolution is immediately binding .

4 Yea

\_\_\_\_\_ Nay

Signed this 7 day of March, 2000.

Sandy Swisten  
Sandra Selting Attest