

**COMMISSIONERS MINUTES**

**SEPTEMBER 11, 2013**

The Elmore County Commissioners met in special session on the above date in the Commissioners Room, basement of the Elmore County Courthouse, 150 South 4<sup>th</sup> East, Mountain Home, Idaho.

Present at the meeting were Chairman Al Hofer, Commissioners Bud Corbus and Wes Wootan and Deputy Clerk Shelley Hooper.

The purpose of the special session was to approve and sign Resolution No. 532-13 Termination of the 2013 Burn Ban Ordinance.

Motion by Hofer, second by Corbus, to approve and sign Resolution No. 532-13 Termination of the 2013 Burn Ban Ordinance.

**HOFER** ..... -**AYE**

**CORBUS** ..... -**AYE**

**WOOTAN** ..... -**AYE**

**Motion carried and so ordered.**

**RESOLUTION NO. 532-13  
(2013 Termination Resolution - Burn Ban Ordinance)**

**On this 11th day of September, 2013, the Elmore County Board of County Commissioners (“Board”) hereby resolves the following:**

**WHEREAS**, the Board implemented and passed the Open Fire Ban and Burn Permit Ordinance, on September 10, 2012 as Ordinance No. 2012-02 (“Fire Ban Ordinance”).

**WHEREAS**, the Fire Ban Ordinance was implemented for the year 2013, on July 2, 2013, as Resolution No. 518-13, by that Implementation Resolution of the Burn Ban Ordinance (“Implementation Resolution”); and

**WHEREAS**, the Board has determined that conditions within Elmore County are such that the ban on Open Fire, as defined in the Fire Ban Ordinance, is no longer necessary and the Board desires to terminate the ban on Open Fire pursuant to this 2013 Termination Resolution – Bun Ban Ordinance; and

**WHEREAS**, pursuant to Idaho Code § 31-828, boards of county commissioners have the power and authority “[t]o do and perform all other acts and things required by law not in this title enumerated, or which may be necessary to the full discharge of the duties of the chief executive authority of the county government.”

**NOW, THEREFORE, IT IS HEREBY RESOLVED THAT UPON THE EFFECTIVE DATE OF THIS RESOLUTION:**

The Board hereby rescinds the Implementation Resolution and removes the ban on Open Fire under the Fire Ban Ordinance. This Termination Resolution only rescinds the Implementation Resolution and any and all other restrictions regarding open fire within Elmore County, as may be restricted by other local ordinances, state or federal law, shall remain in full force and effect.

This Termination Resolution is dated and is made effective as of this 11th day of September, 2013 (the "Effective Date").

**ELMORE COUNTY COMMISSIONERS**

- /S/ ALBERT HOFER, Chairman**
- /S/ FRANKLIN L. CORBUS, Commissioner**
- /S/ WESLEY R. WOOTAN, Commissioner**
- ATTEST: /S/ BARBARA STEELE, Clerk**

Motion by Hofer, second by Corbus, to adjourn.

- HOFER ..... -AYE**
- CORBUS ..... -AYE**
- WOOTAN ..... -AYE**

**Motion carried and so ordered.**

\_\_\_\_\_  
**ALBERT HOFER, Chairman**

**ATTEST:**

\_\_\_\_\_  
**BARBARA STEELE, Clerk**