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**TORRANCE COUNTY
BOARD OF COUNTY COMMISSIONERS
RESOLUTION NO. R 2022- 33**

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**A RESOLUTION REISSUING RESOLUTION 2022-27 TO PROCLAIM EXTREME OR
SEVERE DROUGHT CONDITIONS WITHIN TORRANCE COUNTY AND TO BAN
THE USE OF CERTAIN FIREWORKS IN THE UNINCORPORATED PORTIONS OF
THE COUNTY AND WITHIN WILDLANDS IN THE COUNTY**

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WHEREAS, The Torrance County Board of County Commissioners on May 11, 2022, issued Resolution 2022-27 proclaiming extreme drought conditions within Torrance County and banned the use of certain fireworks within the unincorporated portions of the County and within the wildlands in the County; and

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WHEREAS, Governor Lujan Grisham issued Executive Order 2022-022 urging municipal and County governments to consider firework bans; and

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WHEREAS, in recent weeks, fire danger has increased within Torrance County (the County) due to warmer temperatures, lower humidity, high winds, and an abundance of dry, fine fuels; and

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WHEREAS, there are wildfires in surrounding counties resulting from the drought conditions, including the Calf Canyon Fire immediately to the North of Torrance County which has already burned in excess of 316,353 acres and the Black Fire Southwest of Torrance County which has already burned in excess of 262,695 acres; and

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WHEREAS, current drought indices indicate extreme, exceptional or severe drought conditions; and

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WHEREAS, an immediate and present danger of range fires, brush fires, grass fires, forest fires and structure fires exist within the County due to persistent drought; and

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WHEREAS, given these circumstances, the probability of ignition of materials and the spread of fire poses a severe threat to persons and property; and

1 **WHEREAS**, the health, safety and welfare of citizens are in danger as a result of such
2 conditions; and

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4 **WHEREAS**, NMSA 1978, Section 60-2C-8.1(E) provides that the Board of County
5 Commissioners of the County of Torrance may, after hearing, declare that extreme or severe
6 drought conditions exist, and proclaim certain restrictions on the use of fireworks.

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8 **NOW THEREFORE, BE IT RESOLVED**, the Board of County Commissioners hereby
9 reissues Resolution 2022-27, resolves, and proclaims as follows:

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11 1. There currently exists within the unincorporated portions of the County extreme or severe
12 drought conditions, creating a significant and immediate threat to the life, safety, health
13 and welfare of residents of the County, and to public and private property located within
14 the County.
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16 2. The use of missile-type rockets, helicopters, aerial spinners, stick-type rockets and ground
17 audible devices are banned within the affected drought area, which includes all
18 unincorporated portions of the County.
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20 3. The use of fireworks not listed in Paragraph 2 above is limited to areas that are paved or
21 barren or have a readily accessible source of water for use by the homeowner or general
22 public.
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24 4. The use of all fireworks within wildlands in the County is banned, the State Forester having
25 been consulted as required by statute and having concurred with such ban.
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27 5. The use of display fireworks is banned within the unincorporated portions of the County.
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29 6. Public displays of fireworks, as approved by the Torrance County Fire Chief shall be
30 permitted.
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32 7. This Resolution shall be effective for 30 days from the date below but may be reissued by
33 the Board of County Commissioners if severe or extreme drought conditions warrant.
34 Further, this Resolution may be modified or rescinded within the 30 days of its
35 effectiveness if the Board of County Commissioners, after conducting an emergency
36 hearing, determines that weather conditions have improved.

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38 **PASSED, APPROVED AND ADOPTED** this 8th day of June, 2022 by the Board of
39 County Commissioners of the County of Torrance.
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1 APPROVED AS TO FORM ONLY:

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3 *Sam M. Buttrick* 6/8/22
4 County Attorney Date

BOARD OF COUNTY COMMISSIONERS

[Signature]
Ryan Schwebach, Chair, District 2

[Signature]
LeRoy M. Candelaria, Vice Chair, District 3

[Signature]
Kevin McCall, Member, District 1

10 ATTEST:

11 *[Signature]*
12 Yvonne Otero, County Clerk

14 Date: 6-8-2022

