

**CITY OF RUIDOSO DOWNS
RESOLUTION 2009-04
FIRE RESTRICTIONS**

WHEREAS, the Governing Body of the City of Ruidoso Downs, County of Lincoln, has determined that the present fire danger is exceedingly high within the municipality of Ruidoso Downs, and;

WHEREAS, the Governing Body of the City of Ruidoso Downs has declared as the purpose of this resolution to protect the public health and safety by restricting combustion outdoors. Smoking in indoor public places and indoor workplaces will be allowed as pursuant to the DEE JOHNSON CLEAN INDOOR AIR ACT (CHAPTER 24, ARTICLE 16, SECTION 5, NMSA 1978), and;

WHEREAS, the Governing Body of the City of Ruidoso Downs has further determined that, in order to protect the health, safety, and welfare of the citizens of Ruidoso Downs, the Governing Body shall take emergency action at its regular meeting on Monday, March 9, 2009.

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the City of Ruidoso Downs, County of Lincoln, New Mexico, hereby proclaims a five-class adjective rating will be used for to achieve consistency in fire danger rating and restrictions. The adjective rating will be calculated by a comprehensive software system designated as WIMS (Weather Information Management System) and is displayed as a matrix of the calculated staffing level according to the actual and predicted ERC (Energy Release Component). The Energy Release Component is based on the estimated potential of available energy released per unit area in the flaming front of a fire. This measure can fluctuate on a daily basis, although less than the BI (Burning Index) that is caused by changes in moisture content of various fuel classes, including the 1000-hour time lag fuels and is affected by wind. It is derived from the predictions of the rate of heat released per unit area during flaming combustion and the duration of flaming.

Each class of fire restrictions, as worded within the attachment, will include the provisions of the previous, lesser restrictions unless specifically stated. The change of classes and restrictions must receive prior approval of the Fire Chief before being instituted. Fire restriction levels must be maintained for a minimum of ten days consecutively or the ERC must drop by 10 percentage points or more (whichever comes first) before a change to a higher level or lower level will be authorized. This Resolution is to remain in effect for 30 days until rescinded or extended by the Governing Body of the City of Ruidoso Downs pursuant to NMSA 60-2C-8.1.

PASSED, APPROVED AND ADOPTED this 11th day of May, 2009

**Governing Body of the
City of Ruidoso Downs**

Tom Armstrong, Mayor

Gary Williams, Councilor

Tommy Hood, Councilor

Dean Holman, Councilor

Rene Olivo, Councilor

ATTEST:

Carol Virden, City Clerk

FIRE RESTRICTIONS

Classes I, II, III

FIRE DANGER NORMAL (Low, Moderate, High)

LEVEL I FIRE RESTRICTIONS:

NO OPEN FIRE

NO FIREWORKS

Class IV

FIRE DANGER VERY HIGH

LEVEL II FIRE RESTRICTIONS:

**NO CHARCOAL OR WOOD BURNING BRIQUETTES ON ANY PUBLIC
OR PRIVATE PROPERTY**

UL/FM APPROVED GRILLS SHALL BE ALLOWED

NO OUTSIDE SMOKING ON PUBLIC OR PRIVATE PROPERTY

**SMOKING MUST OCCUR WITHIN CLOSED VEHICLES OR INDOORS
PURSUANT TO THE DEE JOHNSON CLEAN INDOOR AIR ACT**

Class V

FIRE DANGER EXTREME

LEVEL III FIRE RESTRICTIONS:

NO OPEN FLAME OR FIRE OF ANY KIND ALLOWED

ALL FORMS OF FIRE ARE PROHIBITED

**(This is to include outdoor cooking with any type of appliance, open fires, fireworks,
smoking outside a structure, etc.)**