

**CITY OF CUSTER CITY**  
**COUNCIL PROCEEDINGS- SPECIAL MEETING**  
**July 17<sup>th</sup>, 2012 7:00 P.M.**

Council President Corbin Herman called to order a special meeting of the Common Council. Present at roll call were Councilpersons Hattervig, Heinrich (by phone), Kothe and Schleining.

**EMERGENCY RESOLUTION 07-17-12A – FIRE BAN**

Councilperson Schleining moved to adopt Emergency Resolution #07-17-12A, Fire Ban. Seconded by Councilperson Hattervig, the motion unanimously carried.

Emergency Resolution 07-17-2012

To Provide For Emergency Regulation of Fire Hazard in the City of Custer City  
BE IT HEREBY RESOLVED BY THE Common Council of the City of Custer City that all open burning in the City of Custer City is hereby banned effective July 17, 2012. This resolution, in accordance with SDCL 9-33-1, prohibits open burning with the following exceptions:

**RESTRICTIONS**

Building, maintaining, attending or using a campfire, charcoal grill fires or a coal or wood stove fire.

Smoking, except within an enclosed vehicle or building, a developed recreational site or while stopped in an area at least three feet in diameter that is barren or cleared of all flammable materials.

Operating or using any internal combustion engine without a spark arresting device properly installed, maintained and in effective working order meeting either: USDA Forest Service Standard 5100-1a [as amended]; OR appropriate Society of Safety Engineers [SAE] recommended practice J335 [b] and J350 [a].

Welding or operating acetylene or other torches with an open flame in an area other than a confined inflammable location.

**EXCEPTIONS**

Petroleum fueled stoves, lanterns, or heating devices may be used provided such devices meet the fire underwriter's specifications for safety.

**NOTE**

This ban on open burning applies unilaterally to all State of South Dakota issued permits including burn barrels. Any violation of this resolution shall be subject to a fine of up to \$200.00.

IT IS FURTHER RESOLVED that this resolution, being necessary for the immediate preservation of the public peace, health or safety, shall take effect upon the passage and publication hereof, and will remain in force until rescinded.

Dated this 17<sup>st</sup> day of July, 2012.

CITY OF CUSTER CITY

S/Corbin Herman, Council President

**ADJOURNMENT**

With no further business, Councilperson Heinrich moved with a second by Councilperson Kothe to adjourn the meeting at 7:05 p.m.

ATTEST:

CITY OF CUSTER CITY

Laurie Woodward  
Finance Officer

Corbin Herman  
Council President