

ORDINANCE NO. 98-05

AN ORDINANCE DECLARING AN EMERGENCY; AUTHORIZING THE SHERIFF TO ORDER COUNTY EQUIPMENT AND PERSONNEL TO OPEN PREVIOUSLY EXISTING ACCESS ROADS FOR USE BY EMERGENCY PERSONNEL WHERE NECESSARY TO SAFEGUARD A LIFE; REQUIRING THE ROADS SO OPENED TO BE RE-CLOSED WHEN NO LONGER NEEDED FOR EMERGENCY ACCESS; AND, GIVING THE EFFECTIVE DATE HEREOF.

WHEREAS, a number of access roads into public land have been closed to all traffic by the placement of physical barriers; and

WHEREAS, these same roads are still used by hunters and others accessing such public land by foot; and,

WHEREAS, those using such roads on occasion require emergency life saving personnel and equipment in remote locations necessitating use of the access roads by such emergency personnel and equipment; and

WHEREAS, such roads can not be used by emergency personnel and equipment without the removal of the physical barrier, which barriers may otherwise preclude the timely arrival of lifesaving equipment and personnel, and

WHEREAS, the hunting season is already occurring, and one hunter has already been lost with help delayed in arriving due to a physical barrier,

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF FREMONT COUNTY, IDAHO, AS FOLLOWS:

1. It is hereby declared to be an emergency to safeguard human life for this ordinance to take effect immediately.

2. The Sheriff of Fremont County, or his designated appointee, is hereby authorized to order the use of Fremont County heavy equipment and operating personnel to open any previously existing access road into public lands, by removing on a temporary basis any physical barrier placed so as to close such a road, where that road is necessary for access by emergency personnel and equipment to safeguard human life.

3. Once such an access road is no longer needed for emergency personnel and equipment, the physical barrier removed to provide access shall be replaced in a similar manner, as much as is possible, and in a timely fashion.


4. This ordinance shall be in full force and effect immediately after its passage.

PASSED THIS 13 DAY OF OCTOBER, 1998.

BOARD OF COUNTY COMMISSIONERS
FREMONT COUNTY, IDAHO


GRANT CHANDLER, CHAIRMAN

ATTEST:


MICKIE FUNKE, CLERK