DECLARATION OF LOCAL EMERGENCY

Parley's Canyon Fire

Summit County, Utah

WHEREAS, Summit County Code §5-4-4 provides that a "Declaration of Emergency" may be issued by the Summit County Manager (the "**County Manager**"); and,

WHEREAS, on August 14, 2021, a fast-moving wild fire beginning in Lambs Canyon swept up Parley's Canyon endangering homes and residents within the Pinebrook, Summit Park and Timberline neighborhoods in Summit County, Utah (the "**Parley's Canyon Fire**"); and,

WHEREAS, the Summit County Sheriff (the "**County Sheriff**") issued an evacuation order to residents in the Pinebrook, Summit Park and Timberline neighborhoods (the "**Evacuation Order**") and directed residents to a Red Cross evacuation shelter at Park City High School; and,

WHEREAS, the County Sheriff is empowered to "order an evacuation of all or part of the population from a stricken or threatened areas within the county, if necessary for the preservation of life." Said Evacuation Order "may not exceed thirty-six (36) hours without the express consent of the county manager" (Summit County Code §5-4-7); and,

WHEREAS, the Parley's Canyon Fire continued to burn uncontrolled through August 15th with only 10% containment by Sunday evening with an estimated area of 619 acres burned and as many as 2,100 structures in the evacuation area; and,

WHEREAS, as of August 16th, the Parley's Canyon Fire continues to burn; and,

WHEREAS, the County Manager finds that the Parley's Canyon Fire constitutes a disaster and Summit County requires additional assistance to supplement its response and recovery efforts (Utah Code §53-21-208(1)); and,

WHEREAS, the County Manager concludes that these conditions create a "State of Emergency" within the intent of the "Disaster Response and Recovery Act" found in Utah Code,

Title 53, Chapter 2a, (1953), <u>as amended</u>, and necessitate that Summit County proclaim the existence of a local emergency which allows for the utilization of emergency police powers and resources.

THEREFORE, PURSUANT TO UTAH CODE §53-2A-208 AND SUMMIT COUNTY CODE §5-4-4, BE IT DELCARED BY THOMAS C. FISHER, SUMMIT COUNTY MANAGER, AS FOLLOWS:

<u>Section 1</u>.   **Declaration of Local Emergency**. It is hereby declared that as a result of the Parley's Canyon Fire, there is a local emergency affecting Summit County, Utah (the "**Declaration**"), which exceeds the resources of the community, and assistance is requested from both the State of Utah and the federal government to provide all necessary resources to combat such emergency to protect the community and provide emergency assistance.

<u>Section 2</u>.   **Emergency Police Powers Activated**. The Summit County Manager shall exercise all powers and authority set forth in Summit County Code §5-4-6.

<u>Section 3</u>.   **Emergency Operations Plan Activated**. The Summit County Emergency Operations Plan is now in effect. The incident command system with respect to this local emergency is hereby activated.

<u>Section 4</u>.   **Emergency Operations Center Activated**. The Summit County Emergency Operations Center ("**EOC**") is hereby activated.

<u>Section 5</u>.   **Evacuations**. The County Manager hereby consents to the extension of the Evacuation Order for the neighborhoods of Pinebrook, Summit Park, and Timberline, consistent with the County Sheriff's latest modifications. The County Manager will consult with the County Sheriff on any further extensions or modifications of the Evacuation Order which will continue to require the consent of the County Manager.

<u>Section 6</u>.   **Duration**. This Declaration shall expire thirty (30) days after the Effective Date (defined below) unless ratified in written form by the Summit County Council.

<u>Section 7</u>.   **Publication**. This Declaration shall be on file for public inspection with the Summit County Clerk.

<u>Section 8</u>.   **Notice to Governor**. A copy of this Declaration shall be sent to the Office of the Governor of the State of Utah.

Effective Date: August 16, 2021

SUMMIT COUNTY, UTAH

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Thomas C. Fisher
County Manager

Approved as to Form:

David L. Thomas

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David L. Thomas
Chief Civil Deputy