

REGULATIONS REGARDING THE CONTROL OF FIREPLACE BURNING IN BEAVER CREEK

Adopted 9-28-81

Pursuant to the authority granted to the Beaver Creek Resort Company through mandatory membership of all property owners/subowners in the Resort Company as set forth in the Amended and Restated General Declaration for Beaver Creek, Eagle County, Colorado, including, but not limited to, the provisions of paragraphs 3.12, 3.18, 7.2, 7.5, 7.8, and 7.13 of the Restated General Declaration, and in order to control fireplace burning and to ensure that all owners, subowners and guests of Beaver Creek may enjoy the use of fireplaces without violating the Federal ambient air quality standards, the Beaver Creek Resort Company Board of Directors hereby adopts the following regulations:

- I. Regulation: Every fireplace and wood burning stove shall be equipped, at the owner's cost, with a flue temperature switch with a form C contact, wired to the central communication system terminal located within the building. Said switch shall be maintained in working order at owner's expense at all times.

Reason: The flue temperature switch will detect fireplace operation.

- II. Regulation: A red pilot light shall be mounted, at the owner's expense, on or immediately adjacent to each fireplace and wired to the central communication system terminal located within the building. Said pilot light shall be maintained in working order at owner's expense at all times.

Reason: The pilot light will advise the dwelling unit owner, subowner or guest to stop fireplace burning whenever, in the Resort Company's opinion, continued burning may violate Federal ambient air quality standards.

- III. Regulation: When the fireplace pilot light is activated, the owner, subowner, or guest is prohibited from starting a new fire. If owner, subowner, or guest already has a fire burning in his fireplace and the pilot light is activated, the owner, subowner, or guest is prohibited from adding fuel to the fire.

Reason: Fireplace pilot lights will be activated when, in the judgement of the Beaver Creek Resort Company, the level of particulate matter concentration in the Beaver Creek air shed is in danger of exceeding the Federal ambient standard.

- IV. Regulation: In the event that a new fire is started in a fireplace while the fireplace pilot light is lighted or an existing fire in a fireplace is not extinguished within two hours of the lighting of the fireplace pilot light, (a) Resort Company personnel may enter the premises in which such

fireplace is located and extinguish the fire, and (b) a fine shall be levied against the owner, subowner, and/or guest of the dwelling unit or commercial space in which the fireplace is located in accordance with the following schedule:

1st offense	warning
2nd offense	\$100.00
3rd offense	\$250.00
4th offense	\$500.00

Reason: The Resort Company must insure that the visitors and residents of Beaver Creek may enjoy the use of fireplaces without violating the Federal ambient air quality standards.

- V. Amendment: These regulations may be amended at any time by the Resort Company's Board of Directors if such amendment is approved by the Air Pollution Control Division of the Colorado Department of Health and Eagle County.