

# Ordinance # 847

AN ORDINANCE AUTHORIZING THE ISSUANCE AND COST OF BURN PERMITS, LIMITING THE SIZE OF DEBRIS TO BE BURNED, RESTRICTING THE BURNING TO CERTAIN TYPES OF MATERIALS, ESTABLISHING HOURS FOR BURNING, ENFORCEMENT FOR VIOLATIONS, IMPOSITION OF FINES FOR VIOLATIONS, AND REPEALING ORDINANCES #584 AND #585 AND #827.

WHEREAS: The burning of yard debris in the City of Sprague if not controlled presents a hazard to the health and well being to the Citizens of the City of Sprague,

WHEREFORE, THE CITY COUNCIL OF THE CITY OF SPRAGUE DOES ORDAIN AS FOLLOWS:

## Section I

Burn Permits can be purchased in City Hall at the cost of \$7.00 per request during the following periods: October 1<sup>st</sup> through May 31<sup>st</sup>. Burn permits will be issued by City Employees at City Hall during normal City work hours. The Burn Permit is authorized for 1 (one) day usage, if unable to be utilized due to weather conditions it can be utilized once within a 7 (seven) day period.

## Section II

The burning of yard debris shall be restricted to an area not to exceed approximately 4X4X3 feet (approximately 16 square feet and 3 feet in height). Burning shall be limited to yard debris, which is defined as leaves, dead grass, garden clippings and small tree and/or shrub limbs not to exceed 3 inches in diameter. **There shall be no burning of:** any waste moved from another premise, food waste, Styrofoam, plastics, wastes generating noxious odors, treated, coated, painted, stained wood or lumber/timbers, poultry litter, animal droppings, dead animals or parts, tires, rubber materials, asphalt shingles, tar paper, automobile or aircraft bodies and interiors resulting from salvage operations, chemicals, Christmas trees waste, asbestos or materials containing asbestos, standing or demolished structures, or paint.

## Section III

Burning will be restricted to the hours of 9:00 A.M. to 4:00 P.M., local time daily. The permit owner shall extinguish the fire and all smoke no later than 4:00 P.M. The property owner or individual obtaining the burn permit must be in the presence of the material being burned at all times and have the following fire fighting items on hand: shovel or hoe, a rake and a water source.

Section IV

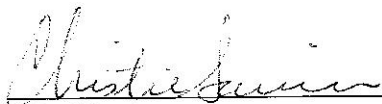
The provisions of the Ordinance shall be enforced by any authorized Officer of the Law or by citation from a City Employee. Violation of any section of this Ordinance may result in a fine of \$15 for the first offense; \$30 for the second offense; \$50 for the third offense to include revoking of burn permit privileges.

Section V

This Ordinance shall take effect and be in full force five days after its passage, approval and publication in summary form.

Passed by the City of Sprague Council this 17<sup>th</sup> date of March, 2016.

ATTEST:

  
\_\_\_\_\_  
City Clerk

Approved:

  
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Mayor

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney