

ORDINANCE NO. 826

**AN ORDINANCE REGULATING BURNING IN THE CITY OF SEDAN, KANSAS, AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF.**

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SEDAN, KANSAS:**

**SECTION I.** Burning shall not be permitted within the city limits during those periods when the Chautauqua County Commissioners have declared a burn ban in the county of Chautauqua, or when the Mayor and/or City Council of the City of Sedan has declared a burn ban within the city.

**SECTION II.** During those periods when a city or county burn ban is not in effect, burning may only be done between the hours of 6:00 a.m. to 9:00 a.m., after advance notice has been made to the Sedan Fire Chief, Sedan Police Chief, or the Sedan City Hall.

**SECTION III.** The only items that may be burned will be plant material, such as grass clippings, leaves, tree branches, limbs, untreated lumber, or paper products. No household trash other than paper products, or any refuse or garbage may be burned. No materials may be burned that produces an odor that is offensive in nature.

**SECTION IV.** Any person who violates any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and upon the conviction thereof, shall be fined \$25.00 for the first conviction, \$50.00 for a second conviction, and \$100.00 for the third and subsequent convictions, and shall pay the prevailing court costs.

**SECTION V.** All provisions and ordinances in conflict with this Ordinance, in particular Ordinance 635, shall be repealed upon this Ordinance going into effect.

**SECTION VI.** This Ordinance shall be in full force and effect from and after its publication in the official city newspaper, the Sedan Times-Star.

PASSED by the Council and Approved by the Mayor this 15<sup>th</sup> day of April, 2002.

ATTEST: Sherry L. Miller  
Sherry Miller, City Clerk

Gordon Willhite  
Gordon Willhite, Mayor