

ORDINANCE NO. 281

AN ORDINANCE REGULATING ALL OUTDOOR BURNING IN AN OPEN FIRE OR A CONTAINER; REQUIRING PERMITS; PROVIDING PENALTIES FOR VIOLATION AND REPEALING ORDINANCE NO. 257

The Town of Canyon City ordains as follows:

SECTION 1. Definitions. As used in this ordinance, the following words and phrases, unless the context requires otherwise shall mean:

(1) Approved Container. A container made of noncombustible material with a cover not to exceed ¼ inch wire mesh and placed not less than 20 feet from any building or other structure, in an area that has been cleared of brush, grass, boxes, paper, or rubbish and other combustible material for a distance of not less than three feet.

(2) Non-Container Burning. Burning not in an approved container.

(3) Closed Fire Season. Closed Fire Season is that time period when no burning is allowed.

SECTION 2. Permits Required. Permits are required for all outdoor burning.

SECTION 3. Size Restriction for Non-container Burning. The ground area of burning shall not cover more than five (5) feet square. Multi-point (more than one (1) fire in any area of property) is not allowed. If ground area of burning will exceed five (5) feet square, the Fire Chief must approve the sight and sign the permit prior to burning.

SECTION 4. Location Restricted. No non-container fire shall be built or maintained on any private or public land unless the location is not less than 20 feet from any structure and adequate provision is made to prevent spreading of fire. This section does not pertain to fires contained in approved containers.

SECTION 5. Hours of Burning. All burning shall take place during the hours of 6:00 a.m. to 5:00 p.m. at which time the fire shall be extinguished.

SECTION 6. Obtaining Burning Permits. Burning Permits may be obtained at the Canyon City Fire Department at a date and time specified by the Fire Chief or his agent. Permits are issued on a yearly basis. Permits are not valid during Closed Fire Season. Permits may be suspended or revoked by the Fire Chief or City Council. Cost of Burning Permits shall be determined by the City Council.

Canyon City Ordinances

SECTION 7. Attendance of Non-Container. All non-container fires shall be constantly attended by a competent person until such fire is extinguished. This person shall have a garden hose connected to the water supply, or other fire extinguishing equipment readily available for use.

SECTION 8. Offensive Smoke and Odors. Burning of any material which emits dense smoke, noxious odors or causes a public nuisance is prohibited at all times. Such materials include, but are not limited to, household garbage such as food stuffs, plastics, rubber products, waste petroleum products and animal and fish remains.

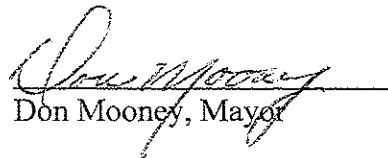
SECTION 9. Fire Chief May Prohibit Burning. The Canyon City Fire Chief may prohibit burning when restrictions and safeguards are necessary to protect persons and property from the hazard of fire, or when atmospheric conditions or local circumstances make such fires hazardous to persons or property.

SECTION 10. Responsibility for Fire Damage. The permit does not relieve the Permittee from responsibility for fire damage.

SECTION 11. Penalties. Any person or persons violating any of the provisions of this ordinance or failing to comply therewith, may upon conviction, be punished by a fine not to exceed \$500.

SECTION 12. Emergency. Because safe and controlled burning is necessary for the health and safety of the people of the Town of Canyon City, an emergency is declared to exist, and this ordinance is effective upon its passage by the council.

PASSED AND ADOPTED by the City Council of the Town of Canyon City, Oregon this 12th day of November, 2002.


Don Mooney, Mayor

Attest:


Tamra M. Bremner, City Recorder/Manager