

AN ORDINANCE PROVIDING THE REGULATION OF OPEN BURNING WITHIN THE CORPORATE LIMITS OF THE CITY OF AUXVASSE, MISSOURI, AND PROVIDING PUNISHMENT FOR VIOLATION.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF AUXVASSE, MISSOURI, AS FOLLOWS, TO-WIT:

DEFINITION - Yard waste includes the following: Grass clippings, weeds, prunings and flower cuttings, hedge trimmings and tree limbs from residences or businesses.

SECTION ONE. The burning of furniture, paper, garbage, tires and other kinds of wastes is prohibited.

SECTION TWO. It shall be unlawful for any person, business, firm or corporation to leave unattended any fire ignited pursuant to application obtained under this ordinance until all debris shall have been entirely consumed by the fire and the flames dissipated and extinguished.

SECTION THREE. It shall be unlawful for any person, business, firm or corporation to burn tree limbs, yard wastes or anything else in any ditches except leaves. Leaves must be burned within 24 hours of placing in ditch in order to prevent culverts from becoming blocked from water drainage.

SECTION FOUR. Restrictions on Burning Yard Waste - The burning of yard waste shall be conducted as follows:

1. All fires must be at least 20 feet away from any building, structure or property line. At no time shall a fire be located on a city street.
2. Firefighting material sufficient to contain any fire started under this section will be at the site of the burning.
3. All fires shall be monitored from a point on the property where the fire is located by a person capable of containing a fire, should containment become necessary.
4. If the safety of the community or the public may be endangered, the City may invoke a temporary burning ban.
5. If dry climate conditions indicate open burning may create a health hazard, the City may invoke a temporary burning ban.
6. Any person engaged in open burning in violation of this Section shall be summoned for a misdemeanor violation.

SECTION FIVE. Any person, business, firm or corporation who shall violate any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined a sum not exceeding Five Hundred Dollars (\$500.00), or imprisoned for a term not exceeding ninety (90) days, or by both such fine and imprisonment.

SECTION SIX. This ordinance is declared to be in the best interests of the health and welfare of the citizens of Auxvasse, Missouri, and shall become effective and full force and effect from and after the date of its passage approval.

Read a First and Second Time by Title only and passed on this 3rd day of December, 2013.

Attest:

Missy Hooks
Missy Hooks, City Clerk

Kevin Phares 12-3-13
Kevin Phares, Mayor Date

(SEAL)