

RECORD OF ORDINANCES

Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. 2015-2 Passed February 11, 2015

AN ORDINANCE REPEALING ORDINANCE 3-7-96-2, CREATING A NEW OPEN BURNING RESTRICTION, AND DECLARING AN EMERGENCY

WHEREAS, with Ordinance 3-7-96-2, adopted March 7, 1996, Council for the Village of Thurston established open burning regulations that required approval and a permit from the Mayor and Fire Chief; and

WHEREAS, Council for the Village of Thurston now wants to amend this regulation to prohibit all open burning, except for fires used for cooking and remove the permit requirement; and

WHEREAS, Council for the Village of Thurston believes this change is in the residents' best interest.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF THURSTON, OHIO THAT:

SECTION 1: Ordinance 3-7-96-2, adopted March 7, 1996, is hereby repealed.

SECTION 2: Council for the Village of Thurston hereby creates, establishes, and adopts the following open burning regulation:

Open Burning

No property owner or other person shall cause or allow open burning anywhere within the Village of Thurston, except for the following:

1. Cooking for human consumption only when: atmospheric conditions will readily dissipate contaminants; the fire is made and contained in a fire pit that measure no more than 3' x 3'; the fire does not create a visibility hazard on roadways, railroad tracks, or airfields; the fire is located at a point on the premises no less than 100 feet from any inhabited building not located on the premises; fuel is chosen so as to minimize the generation and emission of air contaminants; no materials are burned which contain rubber, grease, asphalt or liquid petroleum products

SECTION 3: Whoever violates any of the provisions of Section 1 is guilty of a minor misdemeanor and shall be fined a minimum of \$100 per offense. A separate offense shall be deemed committed each day during or on which a violation occurs or continues.

SECTION 4: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of Council and that all deliberations of the Council and any of the decision making bodies of the Village of Thurston which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the State of Ohio.

SECTION 5: All prior legislation, or any parts thereof, which is/are inconsistent with this Ordinance is/are hereby repealed as to the inconsistent parts thereof.

SECTION 6: Council declares this to be an emergency measure immediately necessary for the preservation of the public peace, health, and safety of this municipality and the further reason that Village Council want to eliminate the open burning permit requirement for cooking fires as soon as possible. Wherefore, provided this Ordinance receives the required affirmative votes of Council, this Ordinance shall take effect and be in force immediately upon passage by Council and approval by the Mayor.

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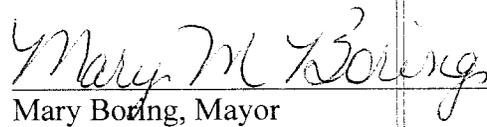
Dayton Legal Blank, Inc.

Form No. 30043

Ordinance No. _____

Passed _____, 20____

Passed in Council this 11th day of February, 2015.


Mary Borling, Mayor

ATTEST:


Aaron L. Reedy, Clerk-Treasurer

APPROVED:

Approved as to form this 16th day of January 2015:


Brian M. Zets
Village Solicitor