

ORDINANCE NO. 2018-23

**AN ORDINANCE AMENDING SECTION 1505.01-FIRES PROHIBITED, OF CHAPTER 1505-OPEN BURNING, WITHIN THE FIRE PREVENTION CODE OF THE CODIFIED ORDINANCES OF THE CITY OF HURON AND DECLARING AN EMERGENCY**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF HURON, OHIO:**

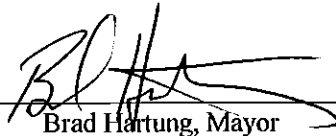
**SECTION 1.** That Section 1505.01 of Chapter 1505-Open Burning within the Fire Prevention Code of the Codified Ordinances of the City of Huron, Ohio **WHICH CURRENTLY READS AS FOLLOWS:** (refer to Exhibit "A" attached) , shall be and hereby is amended.

**SECTION 2.** That, Section 1505.01 of Chapter 1505-Open Burning within the Fire Prevention Code of the Codified Ordinances of the City of Huron, Ohio is hereby amended to read as follows: (refer to Exhibit "B" attached)

**SECTION 3.** Codified Ordinance Section 1505.01 of Chapter 1505-Open Burning as existing prior to the adoption of this Ordinance shall be, and the same hereby is, repealed.

**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 this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements, including O.R.C. 121.22.

**SECTION 5.** That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the residents of the City of Huron, Ohio, wherefore, this Ordinance shall be in full force and effect from and immediately following its adoption.

  
Brad Hartung, Mayor

ATTEST:   
Clerk of Council

ADOPTED: 28 AUG 2018

**CHAPTER 1505  
Open Burning**

<p><b>1505.01</b> Fires prohibited.</p> <p><b>1505.02</b> Burning location restricted on public property.</p> <p><b>1505.03</b> Burning during construction or demolition of buildings.</p> <p><b>1505.04</b> Fires prohibited on street pavement.</p>	<p><b>1505.05</b> Burning in parks, beaches and public property.</p> <p><b>1505.06</b> Special permit for noncompliance; exceptions.</p> <p><b>1505.07</b> Chief of the Fire Division may prohibit.</p> <p><b>1505.99</b> Penalty</p>
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**CROSS REFERENCES**

See sectional histories for similar State law

Air pollution control - see Ohio R.C. Ch. 3704 Municipal authorization for open burning - see Ohio R.C.

3704.12

Spreading fire through negligence - see Ohio R.C. 3737.62 Bonfires and outdoor rubbish fires - see OAC 1301:7-7-03

**1505.01 FIRES PROHIBITED.**

No person shall kindle or maintain any bonfire or rubbish fire or authorize any such fire to be kindled or maintained within the area bounded by Liberty Drive and Cleveland Road East on the south, Huron River on the east, South Street on the north and Williams Street on the west. (Ord. 1966-43. Passed 9-12-66.)

**CHAPTER 1505  
Open Burning**

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1505.02	Burning location restricted on public property.	1505.06	Special permit for noncompliance; exceptions.
1505.03	Burning during construction or demolition of buildings.	1505.07	Chief of the Fire Division may prohibit.
1505.04	Fires prohibited on street pavement.	1505.99	Penalty.

**CROSS REFERENCES**

See sectional histories for similar State law  
 Air pollution control - see Ohio R.C. Ch. 3704 Municipal  
 authorization for open burning - see Ohio R.C.  
 3704.12  
 Spreading fire through negligence - see Ohio R.C. 3737.62 Bonfires and  
 outdoor rubbish fires - see OAC 1301:7-7-03

**1505.01 FIRES PROHIBITED.**

No person shall kindle or maintain any bonfire or rubbish fire or authorize any such fire to be kindled or maintained within the municipal boundaries unless specifically provided herein. Allowed open burning includes bonfires, campfires and use of outdoor fireplace equipment, whether for cooking food for human consumption, pleasure, religious, ceremonial, warmth, recreational, or similar purposes, if the following are met:

A. They are fueled with clean seasoned firewood, natural gas or equivalent, or any clean burning fuel with emissions that are equivalent to or lower than those created from the burning of seasoned firewood;

B. They are not used for waste disposal purposes; and

C. They shall have a total fuel area of three feet or less in diameter and two feet or less in height.

D. Burning of yard waste, leaves and garden waste is strictly prohibited.

E. All such fires shall be located a minimum of twenty-five feet from any structure or combustible material. Conditions which could cause a fire to spread within twenty-five feet of a structure shall be eliminated with the following exception:

1. Fires in an approved outdoor fireplace, chimenea, metal ring, stone/brick surrounds, or a metal container with a wire mesh screen may be located within fifteen feet of a structure provided they are placed on a noncombustible surface such as a concrete patio.

2. Outdoor fireplaces (chimineas) are prohibited from use on any wood deck, balconies, or under an overhanging structure.

F. A method of extinguishment; garden hose, bucket of sand/dirt/water, or an extinguisher with a minimum rating of 4-A shall be readily available.

G. All fires shall be attended constantly until properly extinguished.

H. Open burning that will be offensive or objectionable because of smoke or odor emissions due to atmospheric conditions or when local circumstances make such fire hazardous shall be prohibited. The fire department has the authority to order extinguishment of the fire.