

BILL NO. 12-01

ORDINANCE NO. 309

**AN ORDINANCE REGULATING OPEN BURNING IN THE CITY OF LEETON,
REPEALING AND REPLACING ORDINANCE 281.**

**BE IT ORDAINED BY THE BOARD OF ALDERMEN FOR THE CITY OF LEETON,
MISSOURI, AS FOLLOWS:**

Section 1. Definitions. The following words and terms shall, for purposes of this ordinance, have the following meanings:

Open burning: The burning of any materials wherein products of combustion are emitted directly into the ambient air without passing through a stack or chimney from an enclosed chamber. For the purpose of this definition, a chamber shall be regarded as enclosed, when, during the time combustion occurs, only the apertures, ducts, stacks, flues or chimneys necessary to provide combustion air and permit the escape of exhaust gas are open.

Section 2. It shall be unlawful for any owner, occupant or other person in charge of real estate to allow open burning within the City of Leeton except as provided herein. Any person who violates this ordinance shall be subject to a minimum fine of Seventy-Five dollars (\$75.00).

Section 3. **PERMITTED OPEN BURNING:**

Waste disposal: Any person may conduct open burning for waste disposal as long as:

- a) such burning takes place in a container of metal or masonry or other non-flammable construction which is no greater than 3 feet by 3 feet by 4 feet in dimension; or
- b) such burning consists of only brush, dead limbs, or lumber in a pile not exceeding 5 feet by 5 feet by 5 feet and so long as the burning of that pile is conducted according to this ordinance.
- c) Such burning of material is relegated to material from the site where the burning is conducted. No materials shall be brought in from other locations for the purpose of burning.

Section 4. **REQUIREMENTS FOR BURNING:**


- a) Open burning prohibited: The Chief of Police (or designated representative) shall prohibit all open burning that will be offensive or objectionable due to smoke or odor emissions when atmospheric conditions or local circumstances make such fires hazardous. The Chief

of Police (or designated representative) shall order the extinguishment, by the property owner or fire response personnel, of any open burning which creates or adds to a hazardous or objectionable situation. Wastes that may not be burned include but are not limited to tires, rubber products, hazardous materials, styrofoam, plastics, petroleum based products, demolition waste, treated wood any asbestos containing materials, or any material prohibited from open burning by Sate law.

- b) Attendance: Any open burning shall be constantly attended until the fire is extinguished. At least one portable fire extinguisher or on-site fire extinguishing equipment, such as dirt, sand, water barrel, garden hose or water truck, shall be available for immediate utilization.
- c) Location: The location for any open burning shall not be less than 50 feet of any structure and provisions shall be made to prevent the fire from spreading to within 50 feet of any structure. Fires in approved containers shall be permitted, provided that such fires are not less than 15 feet from any structure.
- d) Authorized burn times: Open burning may be accomplished on Wednesdays and Saturdays from Sunrise to Sunset.

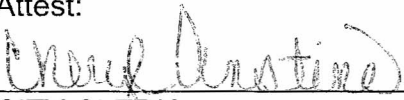
Section 5. This ordinance shall be in full force and effect from its passage.

Passed by the Board of Aldermen of the City of Leeton, Missouri, in open session, this 14th day of May, 2012.



MAYOR

Attest:



CITY CLERK