

ORDINANCE NO. 1241

INTRODUCED BY ALL COMMISSIONERS

**AN ORDINANCE AMENDING WARRENTON MUNICIPAL CODE CHAPTER 8.08.030, 8.08.040
AND 8.08.060, OPEN BURNING; AND AMENDING ORDINANCE NO. 956-A**

WHEREAS, the City Commission has made it a priority to update open burn regulations; and

WHEREAS, the City of Warrenton held multiple public meetings and work sessions, open to the public to solicit comments; and

WHEREAS, the Burn Permit Regulations need to be updated to better outline the rules and regulations put forth by the City of Warrenton, the Warrenton Fire Department and Oregon DEQ; and

NOW THEREFORE, THE City of Warrenton ordains as follows: (Key: **new**, ~~deleted~~)

Section 1. Amendments to the Warrenton Municipal Code Chapter 8.08 OPEN BURNING are as follows:

WMC 8.08.030 Permit – Application

- A. Any person wanting to burn within the City of Warrenton shall apply for a permit during regular business hours at the Warrenton City Hall. The issuance of a permit does not exonerate the applicant from any damage or injury which may result from their burning of a fire. (Ord. 956-A § 3, 1996)
- B. **Those in need of a burn permit shall contact City Hall, complete and application, and pay the permit/inspection fee; this fee is nonrefundable. Warrenton Fire Department will then schedule a burn permit site inspection within 72 hours, and issue the permit if all rules and regulations have been abided by the permit applicant.**

WMC 8.08.040 Permit – Issuance

- A. ~~The Fire Chief or designee shall issue such permits without charge.~~ **Burn permits are issued to resident by the Warrenton Fire Department after an onsite inspection.**
- B. The Fire Chief may impose such regulations and restrictions in connection with the issuance of such permits and with such burning as in the Chief's judgment are required in the public interest on a case-by-case basis.
- C. ~~A permit is in effect for a maximum of 30 days from date of issuance. (Ord. 956-A §§ 4, 6, 12, 1996)~~ **Burn permits will be issued on a yearly basis.**
- D. **City of Warrenton Finance Department will collect a burn permit application/inspection fee.**
Fees are as follows:

- | | |
|---|-----------------------------|
| - Burn Barrel and/or Recreational Campfire Permit | \$25.00 per year/inspection |
| - Burn Pile (10x10x4 or smaller) Permit | \$50.00 per year/inspection |

WMC 8.08.060 Regulations

- A. ~~E.~~ Any permit holder must call the Warrenton Fire Department prior to ignition to check weather conditions for safe burning times or other environmental conditions which may affect air quality. They will no longer be required to call and report to the Fire Department that they will be burning.
- B. ~~A.~~ All fires will be no larger than 400 cubic feet (10 x 10 x 4) or contained within a burn barrel not larger than a 55-gallon capacity.
- C. ~~B.~~ All burn barrels will be covered with a fine mesh (not larger than one-half inch by one-half inch) screen during any burning.
- D. ~~C.~~ A minimum of 50 feet will be maintained between any open fire and any structure. A minimum of 20 feet will be maintained between any building and a burn barrel.
- E. ~~D.~~ At all times a garden hose or other fire extinguishing equipment must be on hand.
- ~~E.~~ Any permit holder must call the Warrenton Fire Department prior to ignition to check weather conditions for safe burning times or other environmental conditions which may affect air quality.
- ~~F.~~ Fire during land clearing operations may exceed the size limit only when a piece of equipment (backhoe, bulldozer, etc.) and an operator is on site during any burning operation.
- F. ~~G.~~ It is prohibited to burn any painted wood, plywood, food rubbish, tires, composition siding or roofing, styrofoam, rubber, plastics, polyethylene products, paints, or any hydrocarbon based product.
- G. ~~H.~~ The burning of any product which emits an obnoxious or objectionable odor is prohibited. (Ord. 956-A §§ 7—11, 14—16, 1996)
- H. Burn piles or barrels can continue to burn after dark if permit holder is not continuing to add materials to fire. Permit holder will need to contact the Fire Department's on call Duty Officer to advise they are burning after dark. (971-286-8003)
- I. All burning must be attended by an adult 18 years or older and you must have a garden hose and shovel within 15 feet of burn pile or burn barrel.
- J. The burning of any logging slash inside the city limits is prohibited. those burning logging slash outside city limits must obtain an ODF permit.
- K. The burning of trees and debris for development of a site inside or within 3 miles of the City of Warrenton is prohibited.
- L. Debris would not be allowed to be hauled onto a different lot, unless it is designated as a certified solid waste reception site. This would also prohibit burning of the debris on that lot.
- M. The open burning of any debris from a commercial business or jobsite is prohibited.

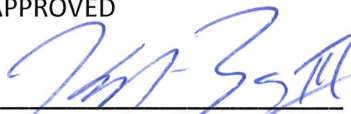
Section 2. This Ordinance shall take full force and effect 30 days upon its adoption by the Commission of the City of Warrenton.

First Reading: July 14, 2020

Second Reading: July 28, 2020

Adopted by the City Commission of the City of Warrenton, this 28 day of July, 2020.

APPROVED


Henry A. Balensifer III, Mayor

Attest:


Dawne Shaw, CMC, City Recorder