

Burning

#2005-5

ORDINANCE #~~2005-2~~

AN ORDINANCE AMMENDING ORDINANCE #1983-6 RELATING TO THE BURNING OF TRASH, RUBBISH OR GARBAGE, AND ALL OTHER OUTDOOR BURNING WITHIN THE CORPORATE LIMITS OF THE CITY OF WORTHINGTON, KENTUCKY

BE IT ORDAINED BY THE CITY OF WORTHINGTON, KENTUCKY, AS FOLLOWS:

SECTION I

FROM AND AFTER THE EFFECTIVE DATE OF THIS ORDINANCE, IT SHALL BE UNLAWFUL TO BURN TRASH, GARBAGE OR RUBBISH, WITHIN THE CORPORATE LIMITS OF THE CITY OF WORTHINGTON, KENTUCKY.

SECTION II

FROM AND AFTER THE EFFECTIVE DATE OF THIS ORDINANCE, IT SHALL BE UNLAWFUL TO ENGAGE IN ANY OTHER FORM OF OUTDOOR BURNING WITHIN THE CORPORATE LIMITS OF THE CITY OF WORTHINGTON, KENTUCKY, UNLESS THE FOLLOWING PROCEDURE IS FOLLOWED:

- A. BURNING PERMIT MUST BE MADE TO, AND APPROVAL GAINED FROM, THE CHIEF, ASSISTANT CHIEF OR ANY OFFICER OF THE WORTHINGTON VOLUNTEER FIRE DEPARTMENT;
- B. BURNING MUST BE STARTED AND COMPLETED BETWEEN THE HOURS OF 4:00 PM AND 9:00 PM, PREVAILING STATE REGULATIONS UNDER THE KRS-149.375;
- C. ALL BURNING MUST BE CAREFULLY WATCHED AND AT ALL TIMES MUST BE TENDED BY AN ADULT, OVER 18 YEARS OF AGE.
- D. ALL BURNING MUST BE DONE ACCORDING TO ALL SPECIFICATIONS AND PROCEDURES SET BY THE WORTHINGTON VOLUNTEER FIRE DEPARTMENT AT THE TIME APPROVAL IS GRANTED FOR THE BURNING. A SIGNED PERMIT BY GRANTER AND GRANTEE MUST BE ~~-PURCHASED AT THE COST OF \$5.00-~~ THROUGH THE CITY ADMINISTRATIVE OFFICE OR FIRE CHIEF. SAID OFFICERS SHALL NOT UNREASONABLY WITHHOLD HIS APPROVAL FOR THE BURNING, AND ALL SPECIFICATIONS OR PROCEDURES FOR BURNING PROPOUNDED BY THE OFFICER. ALL SPECIFICATIONS SHALL BE IN WRITING. IN THE EVENT APPROVED BURN STIMULATES BREATHING HAZARDS FOR A RESIDENT—PERMIT WILL BE VOIDED AND FIRE EXTINGUISHED.

SECTION III

ANY PERSON WHO VIOLATES ANY PROVISION OF THIS ORDINANCE SHALL BE GUILTY OF A MISDEMEANOR, PUNISHABLE BY A FINE OF NOT LESS THAN \$10.00, NOR MORE THAN \$100.00, FOR EACH OFFENSE.

SECTION IV

IF ANY WORD OR WORDS, PHRASE OR PHRASES, SENTENCE OR SENTENCES OF THIS ORDINANCE SHOULD BE DECLARED UNCONSTITUTIONAL, IT SHALL NOT THEREBY INVALIDATE ANY OTHER PORTION OF THIS ORDINANCE.

SECTION V

ALL PREVIOUSLY ADOPTED ORDINANCES AND PARTS OF ORDINANCES OF THE CITY OF WORHTINGTON, GREENUP COUNTY, KENTUCKY, OR AMENDMENTS THERETO, WHICH ARE INCONSISTENT WITH THE PROVISIONS OF THIS ORDINANCE ARE HEREBY EXPRESSLY REPEALED AND DECLARED TO BE OF NO EFFECT TO THE EXTENT OF SUCH INCONSISTENCY OR CONFLICT.

SECTION VI

THIS ORDINANCE SHALL BE EFFECTIVE FROM AND AFTER ITS PASSAGE, APPROVAL AND PUBLICATION AS REQUIRED BY LAW.

THIS ~~11th~~ DAY OF ~~April~~, 2005 AUGUST 08, 2005



MAYOR, JERRY EPLING

ATTEST:



CITY TREASURER, VICKI RUBY

FIRST READING-----~~MARCH 28, 2005~~ July 11, 2005

SECOND READING-----~~April 11, 2005~~ August 08, 2005

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