

AN ORDINANCE AMENDING 3-4.0105 BURNING PROHIBITED:

WHEREAS: It is in the best interest of the City of Buffalo to provide reasonable regulation of burning of combustible materials, and;

WHEREAS: It is appropriate to allow reasonable exceptions to the ban on open burning;

THEREFORE: The following ordinance amendment should be enacted to provide the appropriate exception to the burning prohibition:

Section 3-4.0105 is amended by renumbering paragraph 6 to paragraph 7, and adding the following new paragraph 6:

Landscape waste. The disposal by open burning of landscape waste originating on the premises. However, the burning of landscape waste produced in clearing, grubbing, and construction operations shall be limited to areas located at least 1/4 mile from any building inhabited by other than the land owner or tenant conducting the open burning. Rubber tires shall not be used to ignite landscape waste. No "burn barrels" are allowed in the City for any type of burning in them, as it is too difficult to know what is being burned in them. All "burn barrels" or any type of burn container must be removed.

Full force and effect. This ordinance shall be in full force and effect from the date of passage and publication as required by law.

Repealer: This ordinance shall be construed to repeal any prior ordinance inconsistent herewith.

Severability of provisions. If any section, subsection, sentence, clause, phrase, or portion of this ordinance be held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed as separate, distinct, and independent provision as such holdings shall not affect the validity of the remaining portion hereof.

Passed by the City Council of the City of Buffalo, Iowa, this 04 day of October, 1999.

Approved and signed by the Mayor of Buffalo, Iowa, this 04 day of October, 1999.

Mayor: Betty O. Walters  
Betty O. Walters, Mayor, Buffalo, IA

Attest: Carol A. Bernauer  
Carol A. Bernauer, City Clerk, Buffalo, IA

Date of 1st reading: 10-04-99  
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