

ORDINANCE NO. 2018-2

AN ORDINANCE TO AMEND WAYNE MUNICIPAL CODE TITLE IX GENERAL REGULATIONS, CHAPTER 97 FIRE PREVENTION AND PROTECTION, SECTION 97.08 OPEN BURNING BAN; WAIVER; TO PROVIDE FOR THE REPEAL OF CONFLICTING ORDINANCES OR SECTIONS; AND TO PROVIDE FOR AN EFFECTIVE DATE.

BE IT ORDAINED by the Mayor and Council of the City of Wayne, Nebraska.

Section 1. That Title IX, Chapter 97, Section 97.08 of the Municipal Code of Wayne, is hereby amended as follows:

§ 97.08 OPEN BURNING BAN; WAIVER.

(A) (1) There shall be a city-wide open burning ban on all bonfires, outdoor rubbish fires and fires for the purpose of clearing land, including the extraterritorial jurisdiction of the city.

(2) The Fire Chief or his or her designee may waive an open burning ban issued under this section for an area under his or her jurisdiction by issuing an open burning permit to a person requesting permission to conduct open burning.

(3) The permit issued by the Fire Chief shall be in writing, signed by the Fire Chief and on a form provided by the State Fire Marshal.

(B) The Fire Chief or his or her designee may waive the open burning ban in his or her district when conditions are acceptable to the Chief. Anyone burning in such district when the open burning ban has been waived must notify the Fire Department of his or her intention to burn. (2002 Code, § 38-61) **Penalty, see § 10.99**

Statutory reference:

Related provisions, see Neb. RS 81-520.01

Section 2. The original Section and any other sections in conflict with this ordinance are hereby repealed.

Section 3. This ordinance shall take effect and be in full force from and after its passage, approval, and publication or posting, as required by law.

PASSED AND APPROVED this 16th day of January, 2018.

THE CITY OF WAYNE, NEBRASKA

By _____
Council President

ATTEST:

City Clerk