

ORDINANCE 26C

OUTDOOR BURNING

AN ORDINANCE DETERMINING THE GUIDELINES OF OUTDOOR BURNING WITHIN THE CITY LIMIT OF LOG CABIN FOR THE HEALTH, SAFETY AND WELFARE OF OUR CITIZENS.

SECTION I: PURPOSE

To protect, promote and defend the health, safety, and welfare of the citizens of Log Cabin and to prevent unnecessary property damage and lives due to outdoor burning anytime and especially during drought conditions. This ordinance will clearly define the guidelines.

SECTION II: GUIDELINES FOR OUTDOOR BURNING

In accordance with 30 Texas Administrative Code § 111.219, outdoor burning is allowed only when burning tree limbs, yard clippings, and leaves. The fire must be attended by a responsible party at all times during the active burn phase when the fire is progressing. In cases where residual fires and/or smoldering objects continue to emit smoke after this time, such areas shall be extinguished if the smoke from these areas has the potential to create nuisance or traffic hazard condition. There must be a water source near the area when burning. Burning of cardboard, furniture, insulation, heavy oils, household trash/waste, treated lumber, tires, and sheetrock, etc. is strictly prohibited. Burning may not begin earlier than an hour after sunrise; it also must be concluded on the same day by an hour before sunset at the latest. Burning shall not be commenced when surface wind speed is predicted to be less than six miles per hour (mph) or greater than 23 mph during the burn period.

In accordance with 30 Texas Administrative Code § 111.207, outdoor burning shall be authorized for fires used solely for recreational or ceremonial purposes, or in the noncommercial preparation of food, or used exclusively for the purpose of supplying warmth during cold weather.

Outdoor campfires and small campfires for warmth during cold weather, non-commercial cooking, ceremonies, or recreation are allowed provided that the fire is confined by a control device or structure such as a barrel, fire ring, or fire pit, attended by an adult at all times, and a water source or method of extinguishing is kept nearby.

Fires for the purpose of recreation or cooking shall be conducted as follows:

- (a) Cooking fires shall be in an enclosed chamber, barbeque pit, or barbeque grill designed to prevent the fire and embers from escaping the enclosed chamber.
- (b) Cooking fires shall only be from propane gas, wood, logs, wood chips, and/or charcoal briquettes.
- (c) Recreational fires shall be at least fifteen (15) feet from any building, structure, or fence.
- (d) Recreational fires shall only be from the burning of wood, logs, wood chips, manufactured burning logs (duraflame, etc.) and/or charcoal briquettes.
- (e) Recreational fires shall be contained in a chamber or pit designed to prevent the fire and embers from escaping. It is recommended to use a screen or other device to prevent embers from escaping.

- (f) No recreational fire chamber or fire pit fuel area shall be in excess of three (3) feet on any side or in diameter, and shall not exceed two (2) feet in height.
- (g) Recreational fires using portable outdoor fireplaces, manufactured fire pits, chimineas, or other retail designed outdoor fire chamber shall be used in accordance with manufacturer instructions and warnings.
- (h) Any and all allowed recreational fires shall be closely monitored by an adult and not left unattended for any period of time.
- (i) A portable fire extinguisher with a minimum 4-A Rating, or alternative means of extinguishment such as a garden hose shall be in place and ready for immediate use during any allowed recreational fire.

SECTION III: WHEN OUTDOOR BURNING IS PROHIBITED

Any outdoor burning is strictly prohibited when the Henderson County Commissioners Court declares a county wide burn ban and for the duration of the burn ban.

Open burning of a burn pile is prohibited from dusk until dawn.

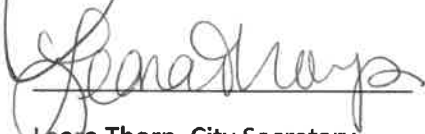
SECTION IV: PENALTY

Any person, firm, corporation, agent, employee who violates any of the provisions of this ordinance shall receive a fine not to exceed \$500 dollars per day per violation.

PASS AND APPROVED BY THE CITY COUNCIL ON THE 3rd DAY OF AUGUST 2023.



Jennifer Williams, Mayor



Leana Thorp, City Secretary