

July 6-2009

Ordinance Number 2009-1

IN THE MATTER of an Ordinance to Adopt Fire Season Rules for
The City of Grass Valley, Oregon

THE CITY OF GRASS VALLEY OF SHERMAN COUNTY DOES ORDAIN AS
FOLLOWS:

Section 1. Purpose:

Because improperly and accidentally ignited fires damage private and public property in the City of Grass Valley each year the public would benefit from the adoption of a fire closure season and fire season rules for the City of Grass Valley during the year.

Section 2. Fire Season Prohibitions:

No person shall build, maintain or keep any open fire in the City of Grass Valley until further notice is given the by the City of Grass Valley City Council.

1. Burning in barrels/incinerators is only allowed during the following times:

Dates	Hours of Allowed Burning
July 1-September 30	No outdoor burning
October 1-October 31	Daylight until Noon
November 1-May 31	Daylight until Sundown
June 1-June 30	Daylight until Noon

2. Burning outside of burn barrel/incinerator is allowed from November 1st to May 31st during daylight hours.

3. Burning during windy periods is prohibited

4. No waste material shall burn which causes dense smoke or offensive odors

5. The burn barrel/incinerator shall be maintained in good condition and of substantial non-combustible construction and shall be covered with a heavy-duty screen not less than 14 gauge and have mesh no larger than 1/2 inch openings.

6. The barrel/incinerator shall not be located any closer than 15 feet from the nearest structure. A minimum clearance of 10 feet shall be maintained between any barrel/incinerator and all combustible material. Burn barrels/incinerators shall not be located closer than 5 feet to a property line.

7. Open fires must be at least 50 feet from any structures.

8. No person shall burn any material which creates a fire hazard or endangers the life or property of any person. Any damage to property or life is the financial responsibility of the person who started the fire.

9. Person burning in violation of the following rules will be billed by the South Sherman Fire Department for any response resulting from their actions.

10. If your fire gets out of control call 911 immediately.

SECTION 3. PROSECUTION OF VIOLATIONS;PENALTIES

A. Prosecution: Offenses committed in violation of this Ordinance shall be prosecuted in the manner provided by ORS 203.810

B. Penalties: Any person convicted of a violation of any provision of this Ordinance shall be subject to a fine not to exceed \$5,000.00.

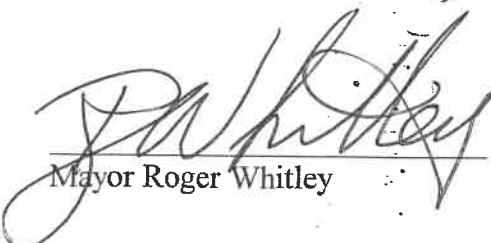
ENACTMENT PROVISIONS:

A. Conformance with Law: Except as expressly provided herein, this Ordinance shall in no way be a substitute for or eliminate the necessity of conforming with any and all State and Federal laws, rules and regulations, and other Ordinances which are now or may be in the future, in effect, which relate to the requirements provided in this Ordinance.

B. Separability: If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holdings shall not effect the validity of the remaining portions of this Ordinance.

C. Emergency Declared: This Ordinance being immediately necessary to adopt for Fire Season Rules of The City of Grass Valley an emergency is declared to exist and this Ordinance shall take effect immediately upon passage.

Regularly passed and adopted by The City of Grass Valley City Council, State of Oregon, this 6 day of July 2009


Mayor Roger Whitley


City Recorder Tamar Fritts