

ORDINANCE NO. 1770

AN ORDINANCE TO PROVIDE FOR BURNING PERMIT FEES

SPONSOR: MAYOR NORWOOD

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PRICHARD,
ALABAMA, AS FOLLOWS:

SECTION 1. The following schedule of fees for issuing burning permits is hereby established by the City Council of the City of Prichard:

- a. Residential Burn Permit for burning small amounts of trash which shall include grass clippings, leaves, small tree limbs, paper and wood in piles the diameter of which shall not exceed 6 feet and the height of which shall not exceed 4 feet. This permit shall not include the burning of household garbage, tires, roofing paper, plastics, petroleum based products, asphalt shingles, insulation on wiring, or any other products that produce dense smoke when burned. The Residential Burn Permit shall be \$5.00 each day.
- b. Contractor Burn Permit for burning waste building materials resulting from construction, remodelling, repair or demolition operations. The Contractor Burn Permit shall be \$75.00 each day.
- c. Yard and Lot Burning Permit for the burning off of grass and small trees that are attached to the ground by roots, for the purpose of clearing yards, lots and fields. The Yard and Lot Burning Permit shall be as follows:
 - i. Up to one half acre \$15.00
 - ii. Up to one acre \$20.00
 - iii. For each acre above \$ 2.00
one acre
- d. Commercial Burn Permits in Incinerators for burning wood or wood products in an incinerator on the premises of the permittee which products are a by-product or waste of the Permittee. In no case shall a permit be issued under this Ordinance for the burning of the waste described in this subsection that is not the waste of the permittee. The incinerator must be approved by the Fire Chief of the City of Prichard. The Commercial Burn Permit shall be \$250.00 annually.

SECTION 2. Under no circumstances shall a permit be issued for the burning of household garbage, tires, roofing paper,

plastics, petroleum based products, asphalt shingles, insulation on wiring, or any other products that produce dense or toxic smoke or fumes when burned.

SECTION 3. No permit shall be issued hereunder unless authorization is first obtained from the Chief of the Fire Department of the City of Prichard.

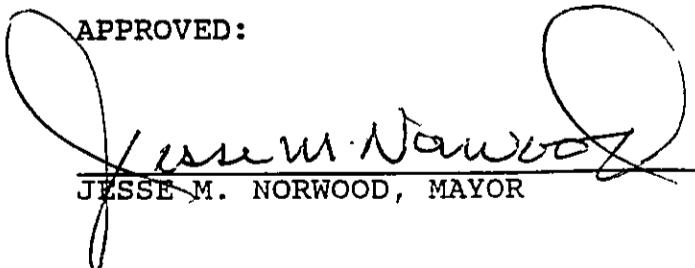
SECTION 4. All fires must be a minimum of 50 feet from any building or structure unless otherwise approved by the Fire Chief of the City of Prichard, provided, however, no fire shall be maintained or kindled on or in any street, culvert, ditch or other public right-of-way in the City of Prichard or its police jurisdiction.

SECTION 5. If any article, section, sentence, clause, or phrase of this Ordinance is for any reason held to be invalid or unconstitutional by declaration of any court of competent jurisdiction, such declaration shall not affect the validity of remaining portions of this Ordinance. The City Council hereby declares that it would have adopted this Ordinance and each article, section, sentence, clause, or phrase thereof irrespective of the fact that one or more articles, sections, sentences, clauses, or phrases be declared invalid or unconstitutional.

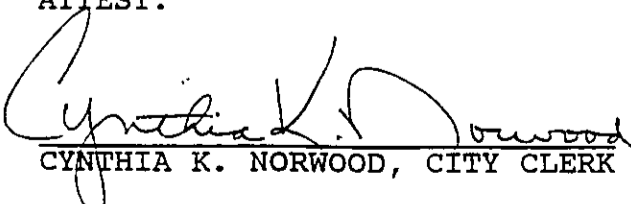
SECTION 6. This Ordinance shall be in full force and effect from and after its adoption and publication as required by law. This Ordinance applies to property within the city limits and police jurisdiction of the City of Prichard and shall be in full force and effect therein.

ADOPTED THIS 16th day of March, 1993.

APPROVED:


JESSE M. NORWOOD, MAYOR

ATTEST:


CYNTHIA K. NORWOOD, CITY CLERK