

ORDINANCE# 2003 - 02

AN ORDINANCE TO PROTECT THE PUBLIC HEALTH AND PROMOTE THE PUBLIC WELFARE OF THE CITY OF WELLS, TEXAS, BY ESTABLISHING A BAN ON BURNING OF TRASH WITHIN THE CITY LIMITS OF WELLS AND ESTABLISHING BURING REQUIREMENTS FOR CITIZENS

A. BURNING TRASH IN CITY LIMITS:

1. It shall be unlawful for any person to burn any trash, waste, rubbish, household garbage, tires, automobile parts, chemicals, industrial or other waste anywhere in the city limits.

This ordinance shall not apply to the burning of leaves, tree limbs, grass or other materials from trees or shrubs during the following periods:

A. BURNING OF MATERIALS FROM TREES IS APPROVED 7 DAYS PER WEEK BUT NOT IN EXCESS; THE TERM EXCESS MEANING NO LARGE PILES BEING BURNED CAUSING EXCESSIVE SMOKE IN THE NEIGHBORHOODS.

B. NO BURNING ANY LEAVES, TREE LIMBS, GRASS AND OTHER MATERIALS FROM TREES OR SHRUBS IN THE CITY DITCHES, CREEKS OR ROADWAYS.

C. EXCESS BURNING WILL BE JUDGED BY LAW ENFORCEMENT. THE FIRST NOTICE WILL BE ISSUED AS A WARNING WITH ALL OTHER VIOLATIONS RESULTING IN A FINE.

D. NO FIRES MAY BE LEFT UNATTENDED AT ANY TIME BY THE PROPERTY OWNER.

B. STATE OF "NO BURNING" DECLARATION:

When climatic conditions dictate the City, County or State officials may declare a "NO BURNING" ban. Any person desiring to ignite a fire may verify the current status of any burning bans by calling the City Secretary.

C. THE FIRE CIEF:

The Fire Chief or Assistant Fire Chief may upon request, inspect and approve the burning of material otherwise prohibited that is not adaptable to being hauled. This approval must be obtained prior to burning in each instance.

D. PENALTIES:

Any person violating any of the provisions of this ordinance shall be punished by a fine not to exceed \$200.00 for each conviction and each violation shall be deemed a separate offense. Since this ordinance has a penalty for violation, it shall become effective upon its publication in the newspaper.

PASSED AND APPROVED ON THIS THE 8TH DAY OF JANUARY, 2018.

ATTEST:

Melanie Williamson

CITY SECRETARY

C.W. Williams
MAYOR