

**AN ORDINANCE REPLACING SECTION 210.355 "BURNING GARBAGE, RUBBISH, ETC." OF THE MUNICIPAL CODE OF THE CITY OF WARRENTON, MISSOURI.**

BE IT ORDAINED BY THE BOARD OF ALDERMAN OF THE CITY OF WARRENTON, MISSOURI, AS FOLLOWS:

SECTION I. Section 210.355 titled "Burning Garbage, Rubbish, Etc", is hereby deleted in its entirety and the following new section titled "Burning Garbage, Rubbish, Etc." is hereby inserted in lieu thereof:

**Section 210.355. Burning Garbage, Rubbish, Etc.**

A. *Definitions:* The following words, when used in this Section, shall have the meanings set out herein:

Solid Waste - Garbage, refuse and other discarded materials, including but not limited to, solid and semi-solid waste materials resulting from industrial, commercial, agricultural, governmental and domestic activities, but does not include hazardous waste as defined in Sections 260.360 to 260.432 RSMo, infectious waste, recovered materials, overburden, rock, tailings, matte, slag or other waste materials resulting from mining, milling or smelting. Solid waste does not include "yard waste" as defined herein.

Yard Waste - Leaves, grass clippings, yard and garden vegetation and Christmas trees. The term does not include stumps, roots or shrubs with intact root balls.

Barbecue Grill - Opened or closed grills that are fueled by one or more of the following: electricity, natural gas, LP gas or charcoal.

Outdoor fireplace - A non-portable device designed and intended to contain and control outdoor wood fires. Outdoor fireplaces are normally constructed of stone, concrete, or other non-combustible material.

Portable fire pit - A device designed and intended to contain and control outdoor wood fires that are placed on a non-combustible surface at least 1.5 times larger than the size of a fire pit.

Bonfire - A fire built in the open air for warmth, entertainment or celebration.


B. It shall be unlawful to burn any solid waste or yard waste in any street, alley, easement or other public right-of-way.

- C. It shall be unlawful to burn solid waste or to have a bonfire on any property, unless a permit has been obtained from the Fire Department pursuant to the requirements of Section 307.1.2 of the 2009 International Fire Code.
- D. Burning of yard waste is prohibited after sunset and prior to sunrise.
- E. Barbecue grills, portable fire pits, including chimeneas, and outdoor fireplaces are permitted on properties. No person shall cause the use of a barbecue grill, portable fire pit or outdoor fireplace to be used or maintained in such a manner as to cause a public nuisance. Open burning that is offensive, hazardous or objectionable, due to smoke emissions, atmospheric conditions or local circumstances shall be prohibited.
- F. The Police Chief, or his designee, is hereby authorized to order the immediate extinguishment of any open burning at his discretion.

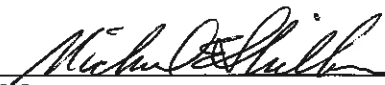
SECTION II. All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed.


SECTION III. This Ordinance shall take effect and be in full force from and after the passage and approval thereof.

READ TWO TIMES AND PASSED by the Board of Aldermen of the City of Warrenton, Missouri, this 17<sup>th</sup> day of March, 2015.

  
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President of the Board of Aldermen

APPROVED BY THE MAYOR of the City of Warrenton, Missouri, this 17<sup>th</sup> day of March, 2015.

  
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Mayor

ATTEST:  
  
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City Clerk