

AN ORDINANCE REGULATING OPEN BURNING IN THE CITY OF  
EMINENCE, KENTUCKY

BE IT HEREBY ORDAINED BY THE CITY COUNCIL OF THE CITY  
OF EMINENCE, KENTUCKY AS FOLLOWS:

A. No person shall cause, suffer or allow any open burning of grass, weeds, leaves, lumber, straw, trash or any other combustible material within the city limits of the City of Eminence, Kentucky without a burning permit issued by the city fire chief.

B. Any person seeking to obtain a permit from the city fire chief for open burning shall do so in writing on a form to be provided by the city and which shall provide sufficient information to allow the fire chief to make an informed decision. The fire chief shall issue such permits and shall state the date, time, location and materials for which permission is granted in a written permit to be issued to the applicant. In determining whether it is appropriate to issue such permit, the fire chief shall consider the materials, location, proximity to other combustible materials, danger to persons and property, weather conditions and all relevant factors to determine whether it is appropriate to permit the requested burning. Decisions as to whether to permit any requested burning are in the sole discretion of the city fire chief from which there is no appeal.

C. Any person who violates the provisions of this section shall be guilty of a violation and shall be subject to a fine of not less than \$50.00 nor more than \$500.00 for each offense.

D. Excepted herefrom and permitted is a controlled fire which is not open and which is contained completely within a metal container with sufficient grate or other protection so as not to permit floating debris or excessive smoke. The burning of household or commercial garbage is

prohibited.

E. All prior ordinances, or parts thereof which are inconsistent herewith be and hereby are specifically repealed.

The invalidity of any item or provision of this ordinance shall not affect the validity of the whole, it being the intent of the city council enact this ordinance item by item. Enacted this 12th day of April, 1999.

Thomas Albringer  
Mayor, City of Eminence

ATTEST:

Sandra L. Doan

1st reading: 3-8-99

2nd reading: 4-12-99

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