

Town of Jarratt Administrative –Burning Restrictions within Town Limits Ordinance			
SECTION: Health & Safety		Ordinance #: 2020-218	
POLICY: Health & Safety			
DATE ADOPTED: 02-18-2020	REVISED DATE:	COVERAGE: Elected Personnel	PAGE #: Page _1_ of _2_

AN ORDINANCE RESTRICTING THE DAYS BURNING IS ALLOWED IN THE TOWN OF JARRATT.

WHEREAS, the Code of Virginia 15.2-922.1 gives the Town of Jarratt the authority to regulate or prohibit the making of fires; and

WHEREAS, there have been numerous complaints regarding the burning of leaves, trees and debris on a daily basis in the Town limits; and

WHEREAS, the lingering smoke in the air causes a health issue to some of our residents; and

WHEREAS, the Jarratt Town Council believe that it is in the best interest of all residents to limit the days that burning of leaves, trees and debris is allowed in the Town limits; and

NOW, THEREFORE, BE IT RESOLVED by the Jarratt Town Council, that daily burning of leaves, trees and debris in the Town of Jarratt be limited to (3) three days a week; and

BE IT FURTHER RESOLVED, that burning of leaves, trees and/or debris are allowed in the Town of Jarratt only on Wednesday, Friday and/or Saturday; and

BE IT FURTHER RESOLVED, that anyone burning on days other than the above days will be subject to a civil penalty of \$100.00 for the first offense and \$250.00 and/or 14 days incarceration for the second offense, the third offense will result in a summons being issued; and

BE IT FURTHER RESOLVED, that notice will be mailed to the owner or owners at the address to which property tax notices are sent and fines will be due (10) ten days of the date of the letter; and

BE IT FURTHER RESOLVED, if said fines are not paid they will be collected the same as past due taxes; and

BE IT FURTHER RESOLVED, that this restricted burning of leaves, trees and/or debris will not in any way put restrictions on the Jarratt Volunteer Fire Department; and

BE IT FURTHER RESOLVED, the fire department has the authority to extinguish any fire, permitted or not, that creates, or adds to a hazardous or objectionable situation. Any repeated calls for service to a particular location will result in the fire being extinguished; and

BE IT FURTHER RESOLVED, hot embers and ashes shall be thoroughly extinguished when the fire will no longer be attended and prior to disposal in a non-combustible container; and

BE IT FURTHER RESOLVED, permits will be required for bonfires; and

BE IT FURTHER RESOLVED, bonfires must be at least 50 feet from any structure and provisions shall be made to prevent the fire from spreading within 50 feet of any structure. Bonfires can be no larger than 4 feet x 4 feet x 4 feet; and

BE IT FURTHER RESOLVED, open burning, where permitted by the Virginia Statewide Fire Prevention Code, shall be constantly monitored until the fire is extinguished. Fire extinguishing equipment shall be available for immediate use; and

BE IT FURTHER RESOLVED, the Jarratt Volunteer Fire Department Chief may prohibit open burning, otherwise lawful, when smoke may cause reduced visibility on any highway/road/street, or when emissions or odors may constitute a hazard or nuisance. The chief may order the extinguishing by the permit holder or other responsible person, of any fire which created such a hazard or nuisance, or if adjacent property is considered to be endangered; and

BE IT FURTHER RESOLVED, that during the period of February 15 through April 30 of each year, it shall be unlawful, for any person to set fire to, any brush, leaves, grass, debris or field containing dry grass or other flammable material capable of spreading fire, except between the hours of 4:00pm and midnight. During the spring wildfire season, you are allowed to burn only between the hours of 4:00pm and midnight as long as you take proper care and precaution and attend your fire at all times.

BE IT FURTHER RESOLVED, that it is found and determined that all formal actions of the Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council, and that all such deliberations of this Council and any of its Committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirement; and

BE IT FURTHER RESOLVED, that this ordinance will take effect upon passage.

ATTEST:

Judy Houchins, Clerk

Melanie Wilson, Mayor

COUNCIL MEMBER	YEA	NAY
Anne Brown		
Dana Kinsley		
Roderic Tuell		
Omar Smith		
Annie Peavy		
Mary Nye		