

ORDINANCE 1153

AN ORDINANCE OF THE CITY OF ASHLAND, NEBRASKA TO ADD A NEW SECTION 7-210 TO ESTABLISH REGULATIONS FOR FIREPITS; TO PROVIDE FOR THE REPEAL OF ANY ORDINANCE IN CONFLICT THEREWITH; TO PROVIDE FOR AN EFFECTIVE DATE THEREOF; AND TO AUTHORIZE PUBLICATION IN PAMPHLET FORM.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF ASHLAND, NEBRASKA:

Section 1: That section 7-210 of the Ashland Municipal Code be added to read as follows:

§7-210 FIRE PIT, REGULATIONS

- (1) For purposes of this section, a “fire pit” shall mean any permanent or movable container, depression, or structure used to contain an outdoor fire for purposes of recreation.
- (2) All fire pits must be able to fully contain a fire burning in the fire pit, and shall:
 - (a) be no larger than three feet in diameter for circular fire pits, or that have an equivalent square footage-sized access opening for fire pits of any other shape
 - (b) not exceed an internal depth of two feet
 - (c) include a screen covering the entire burn area
 - (d) not be used for waste disposal of any kind, or for the burning of any materials containing rubber, grease, asphalt, or items made of petroleum including but not limited to tires, auto parts, plastics, coated wire, or lumber treated with paint, stain, or other chemicals
 - (e) be used to burn only seasoned dry firewood or manifested log products such as “Dura-Flame” logs
 - (f) not be located on any wood or other combustible surface
 - (g) not be located within 15 feet of any combustible structure
 - (h) not be disruptive to other properties through smoke or other particulates created by the burning of a fire in the fire pit

(3) No burning in a fire pit shall occur when wind speeds exceed 15 miles per hour.

(4) Fires in fire pits shall be attended at all times by a person 18 years or older, and fire extinguishing means shall be present at all times while a fire is burning. Fires shall be extinguished when not attended.

(5) The City Fire Department or Police Department shall have the authority to have a fire in a fire pit extinguished at any time for purposes of compliance with this ordinance, other City ordinances and regulations including but not limited to those governing nuisances, or in the interests of the public's health, safety, and welfare.

Section 2: That all ordinances and parts of ordinances passed and approved prior to the passage and approval of this ordinance and in conflict therewith are hereby repealed.

Section 3: This ordinance shall take effect and be in full force from and after its passage, approval, and publication or posting as required by law.

Section 4: That this ordinance shall be published in pamphlet form and take effect as provided by law.

PASSED AND APPROVED this 21st day of June, 2018.

CITY OF ASHLAND
SAUNDERS COUNTY, NEBRASKA

BY: Richard Grauerholz
Richard Grauerholz, Mayor

ATTEST:

Kathleen Sliva
Kathleen Sliva, City Clerk

