

Councilmember Frances Glaze introduced the following Ordinance:

ORDINANCE NO. 96-399

AN ORDINANCE TO PROHIBIT BURNING WITHOUT A PERMIT.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ALABASTER, ALABAMA,  
AS FOLLOWS:

Section 1. That Chapter 50, Article I of the Code of Ordinances,  
City of Alabaster, Alabama, is hereby amended to add the  
following:

**"Sec. 50-2. Burning prohibited without permit.**

No person shall kindle or maintain any bonfire or leaf, grass, brush, wood, tree trimmings, or similar fire without a permit from the fire department. No construction or building materials or waste, except as allowed by ADEM regulations, shall be disposed of by burning within the city. No open fires or burning shall be permitted within the city unless in compliance with all applicable regulations of the State Fire Marshall, the Director of the Alabama Department of Environmental Management, or other applicable laws or regulations.

**Sec. 50-3. Same - restrictions.**

No fire shall be kindled or maintained closer to a residence than is allowed by ADEM or other state regulations as they now exist or may hereafter be amended, but in no event shall any fire be kindled or maintained closer than 30 feet to the nearest structure, with adequate provision to prevent the fire from spreading closer than 30 feet to any structure. Fires must be attended by a competent adult until such fire is extinguished. Sufficient water or other fire extinguishing material or equipment must be kept at the site until the fire is extinguished. The Fire Chief may prohibit any or all open fires or burning when atmospheric conditions or local circumstances make such fire hazardous.

**Sec. 50-4. Same - term.**

(a) When a building permit for new construction is issued, the owner or contractor may obtain a burn permit for a term of 60 days, upon compliance with the provisions of this Article.

(b) All other burn permits shall be issued for a period of 10

days.

**Sec. 50-5. Same - penalty for violation.**

Any burn permit may be revoked without notice upon failure to comply with any of the provisions of this Article. Any person violating any provision of this Article shall be deemed guilty of an offense, and upon conviction therefor may be punished by a fine not to exceed \$200.00."

**Section 2.** Effective date. This Ordinance shall become effective upon its passage and adoption by the City Council of the City of Alabaster, Alabama, and posting as required by law.

ADOPTED AND APPROVED THIS 21st day of March, 1996.

ATTEST:

CITY OF ALABASTER, ALABAMA

Marsha Maney  
Clerk

by: Steven K. Rauch  
President

APPROVED:

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Mayor