

**ORDINANCE #1, 2006  
CITY OF DORA, ALABAMA**

**An Ordinance to Regulate Open Burning In the City of Dora, Alabama**

BE IT ORDAINED by the City Council of the City of Dora, Alabama as follows:

**SECTION 1 – Purpose**

This ordinance is enacted to protect, preserve, and promote the health, safety, welfare, and peace for the citizens of Dora, Alabama, through the control of open burning.

**SECTION 2 – Open Burning Standards**

- A. No person shall kindle or maintain any open fire at any location or time without a permit from the Dora Fire Department, except for the following purposes:
  - 1. Open fires for the cooking of food for human consumption.
  - 2. Fires for recreational or ceremonial purposes.
  - 3. Fires set in salamanders or other devices used by construction or other workers for heating purposes.
- B. Fires for any other purposes must be permitted by the Dora Fire Department. Permits may only be issued if the proposed open burning meets the following criteria:
  - 1. The location of the burning must be a minimum of 150 feet from the nearest occupied dwelling or structure other than a dwelling or structure located on the property on which the burning is conducted.
  - 2. The location of the burning must be a minimum of 100 feet from any public road.
  - 3. The burning must be controlled so as to avoid creating a traffic hazard on any public road, street, or highway as a result of the air contaminants emitted.
  - 4. Only untreated wood and vegetation may be burned. Under no circumstances shall heavy oils, asphaltic materials ( roofing shingles), items containing natural or synthetic rubber (tires), plastic, refuse, household garbage or industrial garbage be burned.
  - 5. Fires for the burning of trees, brush, grass, and other vegetable matter in the clearing of property must be by the air curtain incinerator method, properly constructed and maintained, or by an equivalent method specifically approved by the Fire Chief or his representative.
  - 6. Burning shall commence after 9:00am, and no new material shall be charged to the fire after 3:00pm on any day which the permit is valid.
  - 7. The fire shall be attended at all times. There shall be a hose connected to water supply or other extinguishing equipment readily available for use.
  - 8. Burning shall be conducted only when there is good ventilation and when the prevailing wind direction is away from any built-up area in the vicinity. No burning shall be conducted in areas under a current air stagnation advisory by the National Weather Service or during a "Drought Emergency" declared by the Governor.
  - 9. The Fire Chief of the City of Dora or his authorized representative may impose additional conditions to cover specific open burning situations where additional controls are deemed necessary or may be lessened under special circumstances.
  - 10. Penalties /Fines. If any of the aforementioned items 1-9 be ignored or a intentionally set fire is left unattended causing damage to neighboring properties by either direct contact of fire, heat or smoke the responsible

party is subject to a warning or a minimum fine of \$100 and maximum fine no more than \$500 as deemed by Fire Chief of City of Dora.

**SECTION 3 – Revocation of Burning Permits**

The City of Dora Mayor or Fire Chief or the State of Alabama may revoke a burning permit issued by the Dora Fire Department any time after it is issued if the open burning creates a danger or serious nuisance for individuals or property.

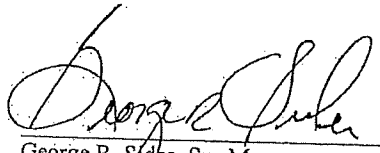
**SECTION 4 – Severability**

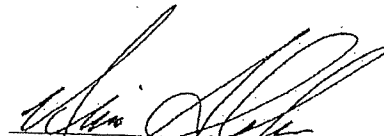
If any section, sentence, paragraph, clause, phrase or word of this ordinance is for any reason held or declared unconstitutional, inoperative or void, such holding or invalidity shall not affect the remaining portions of this ordinance and it shall be construed to have been the intent of the City Council of the City of Dora to pass this ordinance without such unconstitutional, invalid, or inoperative part therein, and the remainder of this ordinance shall be deemed and held valid as if such parts had not been included herein.

**SECTION 5 – Effective Date**

This ordinance shall become effective upon its approval by the Mayor and the City Council of Dora, Alabama.

Passed and approved by City Council of the City of Dora on the 9<sup>th</sup> day of May, 2006.

  
George R. Sides, Sr., Mayor

  
Nina Absher, Assistant City Clerk