

CITY OF HIGHLAND HAVEN

ORDINANCE #027 (REV# 2)

An ordinance of the City of Highland Haven, Texas adopting any and all outdoor burn bans as may from time to time be set for Burnet County, Texas by the Commissioners Court of Burnet County, Texas. Also to allow the Board of Aldermen of Highland Haven, Texas to establish an outdoor burn ban independently of Burnet County if they deem such action necessary for the health and safety of the citizens. Also adopting a total ban of fireworks within the City Limits of Highland Haven, Texas.

WHEREAS; the County Commissioners of Burnet County, Texas base their decisions to prohibit out door burning during periods of low rain fall which results in dry grass and underbrush and;

WHEREAS; at certain times the amount of rainfall is considerably different in parts of Burnet County the City may require a burn ban within the City Limits; and

WHEREAS; prohibiting outdoor burning and fireworks reduces the potential of brush fires that could endanger homes within the City of Highland Haven, Texas; and

WHEREAS; REVISION #1 will give the Board of Aldermen authority to enact a burn ban for the city independently from the Burnet County Commissioners.

WHEREAS; REVISION #2 establishes the authority for designated Alderman acting in the name of the Board

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF HIGHLAND HAVEN, TEXAS;

SECTION 1: AUTHORIZATION:

The Board of Aldermen hereby authorizes implementation of this Ordinance.

SECTION 2: APPLICATION AND RESTRICTIONS

(a) This ordinance applies to the City of Highland Haven regarding any and all outdoor burning bans established for Burnet County by the County Commissioners.

(b) This ordinance enables the Board of Aldermen to establish a burn ban for the City independently of the County of Burnet Commissioners Court,

- (1) The Alderman assigned oversight of safety, health, and welfare matters may order enactment of burn ban or cancellation of same if such action corresponds with Burnet County dates.
- (2) Dates other than County dates require the concurrence of two additional Aldermen. No meeting is required or shall be held to enact or cancel burn ban.

c.) Prohibits the ignition, detonation or setting of fireworks within the City Limits of Highland Haven, Texas.

d.) No material may be brought into Highland Haven for the purpose of burning.

RULES FOR A CONROLLED BURN:

1. The fire has to be manned all the time the fire is burning.

2. The fire cannot be started before sunrise and has to be out by sundown.
3. Water has to be readily available on the site in order to control the fire.
4. Rubber or plastic goods cannot be burned.
5. No controlled burns on Sunday.
6. Fire is to be no closer than 50 feet to any structure.

SECTION 3: DEFINITIONS

Outdoor burning means any open fire utilized to consume grass cuttings, leaves, weeds, flowers, and tree limbs.

EXCEPTION: Outdoor cooking using appliance designed for such purpose at an occupied single-family residence in the City Limits of Highland Haven, Texas is not a violation of this ordinance.

SECTION 4: PENALTY

Any person violating any provision of the ordinance or failing to comply therewith or with any of the requirements thereof, will be charged with a misdemeanor, and will be subject to a fine of not less than fifty dollars and not more than five hundred dollars, and each day such violations continue will constitute a separate offense.

PASSED AND APPROVED ON THIS THE 19TH DAY OF JULY, 2005 BY THE BOARD OF ALDERMEN OF THE CITY OF HIGHLAND HAVEN, TEXAS.

ATTEST:

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Jeanne Ormiston, City Secretary

Roscoe L. Holt,
Mayor

Seal: