

ORDINANCE NUMBER 969

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 94: FIRE PREVENTION; FIREWORKS; AMENDING THE REGULATION OF OUTDOOR BURNING; PROVIDING FOR THE REPEAL OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, based on the recommendation from City staff, the Board of Commissioners finds that it is in the best interest of the City to update the City outdoor burning regulations; NOW, THEREFORE,

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS AS FOLLOWS:

Part I: Enacted

THAT the Code of Ordinances of the City of Burkburnett is hereby amended by amending Section 94.01 OUTDOOR BURNING, which shall read as follows:

§ 94.01 OUTDOOR BURNING

(A) Title 30 Texas Administrative Code, Chapter 111, Subchapter B Outdoor Burning, and the International Fire Code Section 307 is adopted and will be followed for any outdoor burning.

(B) It shall be unlawful for any person, firm, or corporation, to conduct any outdoor burning within the city limits that does not comply with either the Texas Outdoor Burning Rules or the International Fire Code. Penalty, see § 94.99

Cross-reference:

Garbage provisions, see Ch. 51

Part II: Repealer

All ordinances or parts of ordinances in force when the provisions of this Ordinance become effective, which are inconsistent or are in conflict with the terms and provisions contained in this Ordinance, are hereby repealed only to the extent of any such conflict.

Part III: Severability

It is hereby declared to be the intention of the Board of Commissioners that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance be severable, and if any phrase,

clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this Ordinance, and the remainder of this Ordinance shall be enforced as written.

Part IV: Compliance with Texas Open Meetings Act

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

Part V: Effective Date

This Ordinance shall take effect immediately upon its passage.

PASSED AND APPROVED THIS 16th DAY OF MARCH 2020.

Carl Law, Mayor
City of Burkburnett, Texas

ATTEST:

Margie Poole, City Clerk