

# City of Holton

## ORDINANCE NO. 16-004

### AN ORDINANCE AMENDING PROVISIONS OF THE CODE OF THE CITY OF HOLTON, KANSAS RELATING TO THE OPEN BURNING.

#### BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HOLTON, KANSAS:

Section 1: The Holton City Code, Chapter VII, Article 2, Section 7-207 be hereby amended as follows:

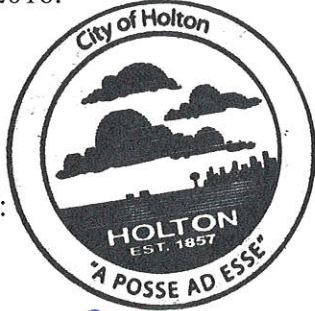
#### 7-207 OPEN BURNING.

- (a) Residents of the City of Holton must obtain a Jackson County Burn Permit. Residents must follow the guidelines set forth in the Jackson County open burning Resolution 2015-19. Residents of Holton must also follow city fire codes including code 7-207.
- (b) Fire on Public Property. It shall be unlawful for any person to kindle or maintain any bonfire or any rubbish fire or authorize any such fire to be kindled or maintained on or in any public sidewalk, street, alley, road or other public ground, except in authorized fire places in park locations, unless permission from the fire department shall have first been obtained.
- (c) Fire on Private Property. No person shall kindle or maintain any bonfire, rubbish fire or trash fire nor permit any such fire to be kindled or maintained on any private property within the established fire limits of the city except in an incinerator properly and safely constructed within a structure and approved by the fire department.  
No person shall kindle or maintain nor permit to be kindled or maintained outside the established fire limits and within the city bonfire, rubbish fire or trash fire unless such fire shall be contained in an incinerator constructed and located in accordance with requirements of the fire department. (Ord. 1112, Sec. 9)
- (d) Only open burning includes leaves and brush.
- (e) No burning of household trash or construction materials.
- (f) Burning in a chimenea, covered fire pit or covered fire ring is allowed, sticks and leaves only. No construction materials or manufactured wood.

- (g) Burning in a chimenea, covered fire pit or covered fire ring is not considered open burning, therefore you do not have to call for permission to burn.

Section 2. EFFECTIVE DATE. This ordinance shall take effect and be in full force from and after its publication, or a summary thereof, in the official newspaper.

**PASSED AND APPROVED** by the governing body of the City of Holton, Kansas this 18th day of April 2016.



ATTEST:

*Teresa Riley*

Teresa Riley, City Clerk

*Robert W Dieckmann*

Robert W. Dieckmann, Mayor

(Published in *The Holton Recorder* on April 20, 2016)

**SUMMARY OF ORDINANCE NO. 16-004**

On April 18, 2016, the governing body of the City of Holton, Kansas passed an ordinance entitled:


**AN ORDINANCE AMENDING PROVISIONS OF THE CODE OF THE CITY OF HOLTON, KANSAS RELATING TO OPEN BURNING.**

The Ordinance amends the Holton City Code, Chapter VII, Article 2, Section 7-207.

A complete text of the Ordinance may be obtained or viewed free of charge at the office of the City Clerk, City Hall, 430 Pennsylvania Ave., Holton, Kansas. A reproduction of the Ordinance is available for not less than 7 days following the publication date of this Summary at [www.holtonkansas.org](http://www.holtonkansas.org).

This Summary is hereby certified to be legally accurate and sufficient pursuant to the laws of the State of Kansas.

DATED: April 18, 2016.

  
Dennis White, City Attorney