

ORDINANCE NO. 040124-1

AN ORDINANCE AMENDING CHAPTER 105 (OPEN BURNING), SECTION 105.05 (4) OF THE CODE OF ORDINANCES, CITY OF AKRON, IOWA, CONCERNING RECREATIONAL FIRES WITHIN THE CITY OF AKRON, IOWA

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AKRON, IOWA:

That Chapter 105 (Open Burning), Section 105.05(4) of the Code of Ordinances, City of Akron, Iowa, concerning recreational fires, be amended to read as follows:

**Section 105.05(4)**

**Residential Fire Pits / Recreational Fires.**

All fires governed by this section shall not be used for disposal of any yard waste or garbage. You are NOT permitted to burn the following items: grass, leaves, sticks, paper, stains, rubber products, plastics, treated wood, construction waste, etc.

**Outdoor Fireplaces, Fire Pits, and Chimneys.**

The use of outdoor fireplaces, fire pits, and chimneys with appropriate screen covers are allowed in the City of Akron with adherence to the following rules:

1. The device shall not be used on a combustible surface such as a deck.
2. The device shall not be used on any deck or balcony above grade.
3. The device shall not be used within 10 feet of combustible construction or overhangs.
4. The device shall not be larger than 3 feet in diameter, and the fuel load shall not exceed 2 feet in height.
5. Only charcoal, natural gas, propane, or clean, dry seasoned firewood shall be used.
6. The fire shall be attended at all times by a competent adult. If the fire is unattended, it shall be extinguished.
7. A fire extinguisher, water hose, or other means of fire suppression shall be provided.
8. Winds must remain below 20 miles per hour.
9. A permit is not required to use these devices, but the Police or Fire Department officers may order their extinguishment if they are unlawful, hazardous, objectionable, or outside the confines of this Ordinance.

**Conflicting Ordinances Repealed.** All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed.

**Severability Clause.** If any section, provision, or part of this Ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the

