

## ***CITY OF GREER BURNING ORDINANCE***

ORDINANCE NUMBER 29-2002

An ordinance to establish regulation of open burning within the city limits.

WHEREAS, The Fire Chief and staff of the Greer Fire Department believe there is sufficient cause to review and establish new rules and regulations for open burning within the corporate limits of the City of Greer, and

WHEREAS, The Fire Department annually receives numerous complaints from residents when developers clear lots for new homes by burning excavated trees and brush, and

WHEREAS, The South Carolina Department of Health and Environmental Control has increased enforcement of existing state rules and regulations concerning open burning, and

WHEREAS, It is the responsibility of the City of Greer to ensure the health and welfare of its citizens.

THEREFORE, BE IT RESOLVED by the Mayor and Council, duly assembled, That Sec. 10-7 Open Burning be added to Chapter 10 of the code.

(a) It shall be unlawful for any person to start, or cause to be started, an open fire to burn any woodlands, brush, grass, leaves or other woodland debris, except as follows:

- (1) The city may issue a burning permit, at its discretion, for the burning of trees, brush and undergrowth on lands within the city limits where such land has been cleared for development.
- (2) The applicant will pay a permit fee as determined by mayor and council.
- (3) The applicant shall give the city, in writing, all information required by the city. This information shall include but is not limited to proof of liability insurance, the location of the burn, and a site plan of the property establishing the size of the burn area, public roads, property lines, and proximity of surrounding structures.
- (4) The applicant shall conduct the burn at such location described and under such administrative guidelines as set down by the fire permit. Failure to comply will result in revoking of the burn permit. Any person who willfully violates the provisions of this section shall be subject to the jurisdiction of the municipal court for each offense.
- (5) No burning permit shall be issued and no burning shall be carried out during any period in which the governor or authorized official has declared that an emergency exists in connection with open burning.

(b) This section shall not prohibit cooking fires, built in fireplaces, grills or barbecue pits, which shall be kept under competent and continuous supervision.

(c) This section shall not prohibit permits for bonfires as part of a special events under such terms and conditions as provided by the city and the adopted fire prevention code.

This Ordinance shall become effective immediately upon approval on second reading.

Richard W. Danner, Mayor