

**ORDINANCE #676**

**NUISANCES – PROHIBITED BURNING**

**AN ORDINANCE OF THE CITY OF HARTFORD, SOUTH DAKOTA, AMENDING TITLE 3 HEALTH AND SANITATION, CHAPTER 3.01 NUISANCES, SECTION 3.0101 DEFINITIONS AND SECTION 3.0102H PROHIBITED BURNING,**

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HARTFORD, SOUTH DAKOTA:**

THAT TITLE 3, CHAPTER 3.01, SECTION 3.0101 AND 3.0102H BE AMENDED AS FOLLOWS:

**3.0101 – Definitions**

The Following Definition will be added to Section 3.0101.

N. “Hazardous Materials” - An item or agent (biological, chemical, radiological and/or physical), which has the potential to cause harm to humans, animals, or the environment, either by itself or through interaction with other factors – including, but not limited to, oil, railroad ties, coated electrical wire, rubber, tires, tarpaper, asphalt shingles, treated wood products, pesticide and herbicide containers, materials containing asbestos, plastics, sheetrock and paint.

**3.0102H – Prohibited Burning.**

Disposing of garbage, waste, refuse, or hazardous materials by open burning, or causing, allowing, or permitting the conducting of a salvage operation by open burning in the City. The following types of open burning shall be permissible for a specific purpose when conducted in conformity with the subsections set forth below:

1. Fires set for the elimination of a fire hazard, which cannot be abated by any other means when authorized by the Fire Chief of the City Volunteer Fire Department.
2. Fires purposely set by the city maintenance personnel for the purposes as authorized by the Fire Chief of the City Volunteer Fire Department.
3. Fires purposely set by the Hartford Area Fire and Rescue Inc personnel and authorized by the Fire Chief for the purpose of training and conducted in accordance with live fire-training standards.
4. Fires for the heating or cooking of food for human consumption in residential areas and City of Hartford parks.
5. Fires for recreational purposes when the fires are confined to a fireplace or fire pit.
6. Fires for ceremonial purpose that are authorized by the City Administrator

Adopted this 20<sup>th</sup> day of August, 2019.

---

Mayor Jeremy Menning

ATTEST:

---

Karen Wilber, Finance Officer

(seal)

First Reading: August 6, 2019  
Second Reading and Adoption: August 20, 2019  
Publication: August 29, 2019  
Effective: September 18, 2019