

RESOLUTION NO. 1056

A RESOLUTION ESTABLISHING GUIDELINES FOR BURNING; ADOPTING A FEE FOR BURNING PERMITS; AND REPEALING RESOLUTION NO. 1001.

WHEREAS, Ordinance No. 373 authorizes the issuance of Burning Permits within the City of Cascade Locks, provides for a fee and burning regulations to be set by resolution, and provides penalties for burning without a permit or for violations of the burning rules; and

WHEREAS, the City Council wishes to authorize a fee for Burning Permits and provide clear guidelines and rules for burning with a Burning Permit;

THE COMMON COUNCIL FOR THE CITY OF CASCADE LOCKS, HOOD RIVER COUNTY, OREGON, RESOLVES AS FOLLOWS:

SECTION 1. Materials Prohibited from Burning. Burning of the following materials are prohibited: rubber products, tires, plastic, wet garbage, petroleum and petroleum-treated materials, asphalt, roofing, industrial waste; and any other materials that create dense smoke or noxious odors.

SECTION 2. Rules for Burning in a Burn Barrel.

1. Barrel must be at least fifteen (15') feet from a burnable structure.
2. Barrel must be placed in an open area with no over-hanging trees.
3. A circle ten (10') feet in diameter must be cleared of grass and weeds around the barrel.
4. A screen with one-quarter (1/4") or smaller holes must cover the top of the barrel while burning.
5. An attendant shall constantly attend the fire until all burning material has been extinguished.
6. A garden hose connected to a charged water source shall be pulled to the burn barrel and remain there until the fire is out.
7. Burning in a barrel is permitted during daylight hours only. However, from May 15th through October 15th of each year, burning hours will be restricted to dawn until 11:00 AM each day.
8. Burning in a barrel is not permitted on windy days.
9. Burning in a barrel is not permitted when the Fire Chief determines that conditions are hazardous and prohibits burning of any kind.
10. Through mutual agreement the Oregon Department of Forestry will recognize all permits issued by the City of Cascade Locks to have the same force and effect and will honor all permits issued by the City as if they were ODF's.
11. When the burn ban has been established by Hood River County Fire Agencies, no burning in the City will be allowed.

SECTION 3. Rules for Open Burning of Piles.

1. The person burning must call the Fire Department **BEFORE STARTING THE FIRE** and to leave their name and location of the burn pile on the answering machine.
2. No paper products, cardboard, etc., may be burned on an open pile.

3. Piles must be at least forty (40') feet from a burnable structure.
4. Piles must be no larger than ten (10') feet in diameter and ten (10') feet high.
5. Piles less than three (3') feet in diameter and two (2') feet high, must be at least 25 feet from a burnable structure.
6. An attendant shall constantly attend the fire until all burning material has been extinguished.
7. A garden hose connected to a charged water source should be pulled to the burn pile and remain until the fire is out.
8. Burning is permitted during daylight hours only. However, from May 15th through October 15th of each year, burning hours will be restricted to dawn until 11:00 AM each day.
9. Burning is not permitted on windy days.
10. Burning is not permitted when the Fire Chief determines that conditions are hazardous and prohibits burning of any kind.
11. Through mutual agreement the Oregon Department of Forestry will recognize all permits issued by the City of Cascade Locks to have the same force and effect and will honor all permits issued by the City as if they were ODF's.
12. When the burn ban has been established by Hood River County Fire Agencies, no burning in the city will be allowed, until such ban has been lifted.

SECTION 4. Rules for Open Burning of Piles Larger than 10x10 (Commercial Burning).

1. Once the pile has been established the Fire Chief or Designee must complete an onsite inspection to determine what safety and protection measures must be followed. These measures will be written and given to the person or entity conducting the burn and must be available at all times for fire officials and or other public safety entities.
2. On the day and subsequent days of the burn, the person burning must call the Fire Department **EVERY DAY THE FIRE IS BURNING** and leave their name, their contact phone number and location of the burn pile on the answering machine.
3. No paper products, cardboard, etc., may be burned on an open pile.
4. Piles must be at least two hundred (200') feet from a burnable structure.
5. An attendant shall constantly attend the fire until all burning material has been extinguished.
6. A water source and acceptable appliances (Hose, Nozzles, & shovels) must be located near the burn pile and remain there until the fire is out. The Fire Department and/or the Oregon Department of Forestry (ODF) in the case of Fire season, will determine what is necessary for each situation.
7. Burning is not permitted on windy days.
8. Burning is not permitted when the Fire Chief or designee determines that conditions are hazardous and prohibits burning of any kind.

9. All burning of slash created from harvest activities, either pre-commercial or commercial, shall also be required to obtain the proper permits and notifications with the Oregon Department of Forestry.
10. When the burn ban has been established by Hood River County Fire Agencies, no burning in the city will be allowed, until such ban has been lifted.

SECTION 5. Fees for Burning Permit.

1. A fee of **\$10.00** shall be assessed for each burning permit written for burn barrels or piles as described in Sections 2 and 3.
2. A fee of **\$15.00** shall be assessed for each burning permit written for piles as described in Section 4.

SECTION 6. Exceptions to Sections 1, 2, 3, 4, and 5 Above . The City of Cascade Locks shall be exempt from the rules, regulations and restrictions stated in Sections 1, 2, 3, 4, and 5 above.

SECTION 7. Violation and Penalties. Any violation of any section of this resolution shall result in the revocation of the current burning permit and charges, using the rates as recommended by the Fire Marshall, shall be billed to the property owner or the person in charge of the property who has violated this resolution. Penalties for violation of any of the provisions of the ordinance or of the burning rules as established by this Resolution shall be punished as set forth in Ordinance No. 373.

SECTION 8. Repeal of Resolution No. 1001. Resolution No. 1001 is hereby repealed.

SECTION 9. Effective Date. This resolution shall become effective upon adoption by the City Council and approval by the Mayor.

SECTION 10. Expiration. This resolution shall remain in effect until repealed by the City Council.

ADOPTED by the City Council this **11th** day of **July**, 2005.

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