

(Published in The Morning Sun on February 14th, 2014)

ORDINANCE NO. G-1198

AN ORDINANCE amending Section 34-40 of the Pittsburg City Code concerning open burning in the City of Pittsburg, Kansas.

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

Section 1. Section 34-40 of the Pittsburg City Code is amended to read as follows:

Sec. 34-40. Amendments to the International Fire Code.

The International Fire Code is amended and changed in the following respects:

Section 3301.1.3 is hereby amended to read:

3301.1.3 Fireworks. The storage, use, and handling of fireworks are prohibited.

Exceptions:

- 1) Storage and handling of fireworks are allowed as required for explosives in Section 3304;
- 2) The use of fireworks for display is allowed as set forth in Section 3308; and
- 3) The sale, storage, use, and handling of class C fireworks are prohibited except as specifically allowed by Ordinance No. G-840 of the City.

Section 603.8 is hereby amended to read:

603.8 Incinerators. Freestanding incinerators shall be constructed of concrete, masonry or metal and shall have a completely enclosed combustion chamber. Incinerators shall be equipped with a spark arrester constructed of iron, heavy wire mesh or other noncombustible material with openings not larger than one-half inch (12.7mm). All incinerators shall be constructed in accordance with the International Building Code (IBC), International Fuel Gas Code (IFGC), and the International Mechanical Code (IMC).

Section 307 is deleted and hereby amended to read:

307.1 General. Open burning shall be conducted in accordance with Section 307, and regulations of the Kansas Department of Health and Environment. Open burning of materials will be limited to real estate zoned as single family

residential and approval of a written burn permit from the Pittsburg Fire Department.

Exceptions:

- 1) Recreational fires shall be allowed without the use of an open burn permit if the following conditions are met:
 - a. The fire cannot be located within 25 feet of a structure, combustible material, or property line;
 - b. Conditions which could cause a fire to spread within 25 feet of a structure shall be eliminated prior to ignition;
 - c. A permanent water source shall be readily available;
 - d. Burning material shall be constantly attended by an adult and supervised until the fire has been extinguished; and
 - e. The fire must be contained within a safety enclosure constructed of brick, cement, stone, or metal.

2) Ceremonial fires or special functions for which a special events permit has been issued.

3) The burning of natural yard materials that are generated from the residential property shall be allowed without the use of a burn permit if burned in a safety enclosure constructed of brick, cement, stone, or metal with openings covered with steel netting, one-half inch mesh or with a steel plate with no larger than one-half inch holes, and only between the hours of at least one hour after sunrise and two hours before sunset. The same requirements as listed above in 307.1, Exception 1, a-e shall be required.

307.2 Permit. Prior to commencement of open burning, a permit shall be obtained from the Fire Department.

307.3 Location. Open burning shall not be conducted within 25 feet of any property line, structure or combustible material when the pile size is four feet or less in diameter by three feet or less in height. Any pile larger than the four-foot diameter by three-foot height shall be at least 100 feet from any roadway or from a structure or adjacent property line, unless written permission is obtained from the neighboring property owners.

307.4 Material restrictions. The open burning of heavy smoke producing material such as heavy oils, roofing material, tar paper, tires, or other similar materials is prohibited. The open burning of garbage, paper, aluminum or tin cans, bottles, glass containers, rags, rubbish or similar materials is prohibited. The material to

be burned should be dry before it is burned, must be generated on the property through the normal cleaning of the property, and may not be transported from another location to that property.

307.5 Time and conditions. Burning operations shall not be started until at least one hour after sunrise. Addition of new material to the fire shall cease two hours before sunset. Burning shall not be conducted during inclement weather, foggy conditions or extensive cloud cover. Wind speed will not be more than 15 mph and must be from a direction which will not cause a nuisance to any occupied structure or public roadway. The ground around the fire area shall be cleared to form a fire break to prevent fire spread.

307.6 Fire extinguishing equipment. A fully charged hose connected to an adequate water supply or other approved fire extinguishing equipment shall be readily available for use at open burning sites.

307.7 Attendance. Burning material shall be constantly attended by an adult familiar with permit limitations which restrict open burning. An attendant shall supervise the burning material until the fire has been extinguished.

307.8 Discontinuance. Burning shall be discontinued immediately if the Fire Department determines that smoke emissions are offensive to occupants of surrounding property or if the open burning is determined by the Fire Department to constitute a hazardous condition.

Section 316 is hereby created and shall read:

Section 316. Parade floats.

316.1. Decorative material. Decorative material on parade floats shall be noncombustible or flame retardant.

316.2 Fire protection. Motorized parade floats and towing apparatus shall be provided with a minimum 2-A, 10-B:C-rated portable fire extinguisher readily accessible to the operator.

316.3 Motorized parade float exhaust. Exhaust discharge pipes from motorized parade floats shall extend beyond the exterior of the float.

316.4 Float inspection. All floats shall be inspected by the Fire Department prior to entering into a parade. The Fire Department shall issue an inspection certificate to floats certifying they are in compliance with this Section.

(Code 1975, § 9-110)

Section 506, Key boxes, is hereby amended to read as follows:

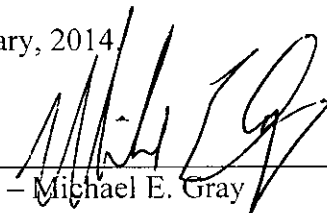
506.1 Where required. Where access to or within a structure or an area is restricted because of secured openings or where immediate access is necessary for life-saving or firefighting purposes, a key box is required to be installed in a location approved by the fire code official. The key box shall be of an approved type and shall contain keys to gain necessary access as required by the fire code official. Required locations include new facilities or those facilities with major renovations or additions in Group A, B, E, F, H, I, M, R-1, R-2, R-4, and S occupancies.

506.1.1 Locks. An approved lock shall be installed on gates or similar barriers when required by the fire code official.

506.2 Key box maintenance. The operator of the building shall immediately notify the fire code official and provide the new key when a lock is changed or rekeyed. The key to such lock shall be secured in the key box.

Section 2. This Ordinance shall take effect upon publication in the official city paper.

PASSED AND APPROVED this 11th day of February, 2014.



Mayor – Michael E. Gray

ATTEST:


Tammy Nagel - City Clerk

