

Amendment to Ordinance 32
OUTDOOR BURNING IN THE CITY LIMITS

PREAMBLE

The City Council of Lake City has the responsibility to provide a safe environment for our residents, pets, and properties. Burning can be harmful not only to the environment but to residents, pets, and properties and could potentially cause mass destruction and loss of life.

ORDAINING CLAUSE

BE IT ORDAINED BY THE CITY COUNCIL OF LAKE CITY, TEXAS

SECTION I

AUTHORIZATION

The mayor or his/her designee is hereby authorized and directed to implement the applicable provisions of this ordinance upon his/her determination that such action is necessary to protect the public welfare and safety of the residents, guests, children, pets, and damage to city or personal property.

SECTION II

APPLICATION

The application of this ordinance shall apply to residents, guests, and renters within the city of Lake City Texas.

The following is 'PROHIBITED' within the city limits of Lake City:

- **Burning of any household refuse, rubbish, garbage, or trash.**
- **Burning for the purpose of clearing property, demolition projects, large trees, and crosol poles**
- **Landfills and pits for the purposes of burning or disposal of refuse**

The following is 'ALLOWED' within the city limits of Lake City:

- Burning of branch trimmings, grass, leaves or plant growth
- Fires used solely for recreation (contained to a campfire type ring) if there are no oils, asphalt, synthetic rubber, or other materials that produce heavy smoke or release toxic gas
- Gas and charcoal grilling

IF BURNING YOU MUST NOT START A FIRE 30 MINUTES BEFORE SUNRISE OR 30 MINUTES BEFORE SUNSET – NEVER LEAVE A FIRE UNATTENDED.

WHEN THERE IS A COUNTY WIDE BURN BAN IN EFFECT THERE WILL BE NO BURNING OF ANY TYPE WITHIN THE CITY LIMITS OF LAKE CITY.

SECTION III

EFFECTIVE DATE

This Ordinance shall become effective immediately upon its passage and publication as required by law.

SECTION IV

SEVERABILITY

If for any reason any section of this Ordinance shall be held invalid or unconstitutional by final judgement of a court of competent jurisdiction, it shall not affect any other section of this Ordinance for it is the intent of this City that each of such be given full force and intent for its purpose.

SECTION V

PENALTY

A violation of this Ordinance can result in a fine plus court costs if the court so orders.

Failure to comply with any portion of this ordinance will result in a citation issued, fines as indicated below, plus court cost.

The fines are as follows:

- 1st Offense \$50.00 up to \$100.00 plus court costs
- 2nd Offense \$150.00 up to \$200.00 plus court costs
- 3rd Offense \$250.00 up to \$300.00 plus court costs

If an offense occurs on rental property located within the city limits of Lake City the city may hold the landlord of the tenant(s) responsible for not having the tenant(s) comply with said Ordinance.

CONCLUSION

READ, APPROVED, AND PASSED ON THIS 1st DAY OF September, 2022.

Shannan L Smith
 SHANNAN SMITH
 Mayor of Lake City

ATTEST

I, Debbie Holt, City Secretary of Lake City, Texas, do hereby certify that the foregoing is a true and correct copy of Ordinance 32, passed and approved by the City Council of Lake City, Texas, at a meeting held on the 1st day of September, 2022.

Debbie Holt
 Debbie Holt
 City Secretary

1st Reading 8/16/22
 2nd Reading 9/1/22
 Revised 9/1/22

In the fiscal year ending August 31, 2021, the City of Lake City began a project to convert pertinent ordinances in the format recommended by the Texas Municipal League. Ordinance 32 is one of those ordinances.





City of Lake City, Tx Est. 1979
A City with Community at the Heart

*Physical Address: 104 Cox Dr.
Mailing Address: P.O. Box 177
Lake City, Tx 78368*

FIRST AND FINAL NOTICE - VIOLATION OF ORDINANCE #32

Date of Notice: _____ Location of Violation: _____

How was notice given:

- In Person (To Whom) _____ Time Served _____
- Regular US Postal Service
- Registered US Postal Service

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Lake City, Tx 78368

Failure to comply with any portion of this ordinance will result in a citation issued, fines as indicated below, plus court cost.

Type of Violation:

- Burning of prohibited material
- Landfill or pit for disposal of debris or trash identified
- Burning when COUNTY WIDE BURN BAN IS IN AFFECT

If an offense occurs on rental property located within the city limits of Lake City the city may hold the landlord of the tenant(s) responsible for not having the tenant(s) comply with said Ordinance.

Signature of person completing this notice

Title