

ORDINANCE NO. 23-06

**AN ORDINANCE AMENDING ARTICLE I – BURNING OF
GARBAGE AND WASTE MATERIAL OF CHAPTER 14 – HEALTH,
ENVIRONMENT AND SANITATION OF THE LOG LANE
VILLAGE MUNICIPAL CODE**

WHEREAS, the Town of Log Lane Village, has determined that there is a need to amend the municipal code regarding burning of garbage and waste material to include the use of fire pits; and

WHEREAS, the Board of Trustees has determined that it is appropriate to modify the Log Lane Village Municipal Code, Chapter 14 Health, Environment and Sanitation, Article I Burning of Garbage and Waste Material;

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF LOG LANE VILLAGE, COLORADO AS FOLLOWS:

Section 1. Chapter 14, Health, Environment and Sanitation, Article I, Sec. 14-1 Definitions of the Log Lane Village Municipal Code shall be amended to include the following definition:

Firepit means a portable, outdoor, solid-fuel-burning fireplace that may be constructed of steel, concrete, clay or other noncombustible material. It may be open in design, or may be equipped with a small hearth opening and a short chimney or chimney opening in the top.

Section 2. Chapter 14, Health, Environment and Sanitation, Article I, Sec. 14-10 Burning of Garbage and Waste Material of the Log Lane Village Municipal Code currently reads as follows:

Sec. 14-10. - Burning of garbage and waste material.

No person shall set on fire or burn any garbage, rubbish or waste material or any hay, grass clippings or other combustible materials in any ash pit or other receptacle or upon the ground. Any such act is a nuisance because of smoke and odor.

Sec. 14-10 – Burning of garbage and waste material, Article I, Chapter 14 is amended as it currently reads and is replaced by the following:

Sec. 14-10. - Burning of garbage and waste material and use of fire pits.

No person shall set on fire or burn any garbage, rubbish or waste material or any hay, grass clippings or other combustible materials in any ash pit or other receptacle or upon the ground. Any such act is a nuisance because of smoke and odor. Fire pits are for recreational use only and shall not be conducted within 25 feet of a structure or combustible material. Fire pits shall not be in ground and must be used according to the manufacturer’s instructions and designed for small, personal use fires. The total fuel area shall not be more than 3 feet in diameter and 2 feet or less in height. Fuel used in fire pits should consist of cut and dried wood or untreated lumber.

Section 3. Penalties.

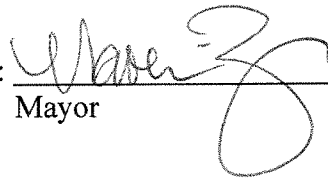
Every person convicted of a violation of any provision adopted in this Article shall be punished by a fine not exceeding the maximum penalty provided in Sec. 1-14 of the Log Lane Village Municipal Code.

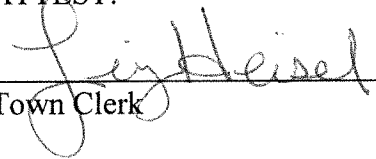
Section 4. Severability. Should any section, clause, sentence or part of this ordinance be adjudged by a court of competent jurisdiction to be unconstitutional, and or invalid, such adjudication shall not affect the validity of the ordinance as a whole or any part thereof other than the part so declared to be unconstitutional or invalid.

Section 5. Effective Date. This Ordinance shall take effect thirty (30) days after publication as required by law.

PASSED, ADOPTED AND APPROVED THIS 8TH DAY OF NOVEMBER, 2023.

TOWN OF LOG LANE VILLAGE

By:  _____
Mayor

ATTEST:
 _____
Town Clerk

