

ORDINANCE NO. 174-2024

AN ORDINANCE TO AMEND THE SURGOINSVILLE MUNICIPAL CODE, TITLE 7, CHAPTER 5 OPEN BURNING; TO ESTABLISH THE PERIOD IN WHICH PERMITS ARE REQUIRED AND EXEMPTIONS TO THE REQUIREMENT FOR A PERMIT; TO FIX A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE

WHEREAS, it has been determined that the prohibition of open burning should conform to the Tennessee Division of Forstry requirements. Now therefore,

BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMAN, AS FOLLOWS:

SECTION I. That the Code of Ordinances, Title 7, Chapter 5, relating to Open Burning, be and hereby is amended by deleting existing Sec. 7-502 in its entirety and a inserting a new Sec. 7-502 to read as follows:

7-502 Open Burning. Between October 15 to May 15, debris burn permits are required for anyone starting an open-air fire within 500 feet of a forest, grassland, or woodland. The open burning, as referred to in this section, shall conform to regulations set forth by the Tennessee Division of Forestry and the Tennessee Department of Environment and Conservation Division of Air Pollution Control.

SECTION II. That the Code of Ordinances, Title 7, Chapter 5, relating to Open Burning, be and hereby is amended by deleting existing Sec. 7-503 in its entirety and a inserting a new Sec. 7-503 to read as follows:

7-503 Exemptions to Prohibited Burning. Open burning, as described in this section, may be conducted provided that no public nuisance is or will be created by such burning. Permits are not required for burning in containers such as a metal barrel with a ½" mesh screen cover, fires used for cooking food, fires for ceremonial purposes or recreational purposes or comfort heating fires, including barbecues and outdoor fireplaces, and fires set for the training and instruction of firefighters.

This grant of exemption shall in no way relieve the person from the consequences, damages, or claims resulting from such burning. This exception does not relieve the person of the responsibility of using fire safe practices nor from getting a permit from any other agency that may require such.

SECTION III. That the violation of any provision of this ordinance shall be punishable by a penalty of not more than fifty dollars (\$50.00). Each day of violation may constitute a separate offense.

SECTION IV. That this ordinance shall take effect from and after the date of its passage and publication as the law directs.


MERRELL W. GRAHAM, Mayor

ATTEST:


MEGAN B. GENTRY, Recorder

Passed First Reading this 10th day of June, 2024:

Motion By: Vice Mayor Jarnagin Second By: Alderman Bishop

	Ayes	Nays	Other
Alderman Bishop	✓		
Alderman Collier			absent
Mayor Graham	✓		
Alderman Hoss	✓		
Vice Mayor Jarnagin	✓		
Alderman Mierek	✓		
Alderman Sandidge	✓		
Total	6		

Passed Second Reading this 8th day of July, 2024:

Motion By: Alderman Bishop Second By: Alderman Hoss

	Ayes	Nays	Other
Alderman Bishop	✓		
Alderman Collier			absent
Mayor Graham			absent
Alderman Hoss	✓		
Vice Mayor Jarnagin	✓		
Alderman Mierek			absent
Alderman Sandidge	✓		
Total	4		

Ordinance Published this 12th day of July 2024.

Affidavit of Publication


TIMES NEWS

701 Lynn Garden Drive • Kingsport
County of Sullivan, State of Tennessee

I, Ron Waite, being duly sworn upon oath, deposes and state that I am the publisher of the Times News, a daily newspaper published in the City of Kingsport, County of Sullivan, in the State of Tennessee. This Legal Notice contains a true and correct copy of what was published in the regular edition of said newspaper, in consecutive issues on the following dates:

Publication Dates: 07/12/2024, ,

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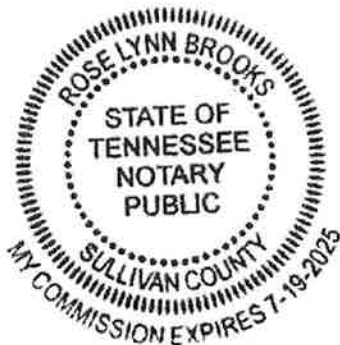


Ron Waite

Signed and sworn to before me
on 07/12/2024



Rose Lynn Brooks - Notary Public
My commission expires: July 19, 2025



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This publication fully complies with Tennessee Code.

PUBLIC NOTICE

The Surgoinsville Board of Mayor and Aldermen approved & passed the Second & Final Reading of Ordinance No. 174-2024, Monday night, July 8th, 2024. Ordinance No. 174-2024 is an ordinance to amend The Surgoinsville Municipal Code, Title 7, Chapter 5 Open Burning; to establish permits to be required between October 15th to May 15th.

The Surgoinsville Board of Mayor and Aldermen approved & passed the Second & Final Reading of Ordinance No. 177-2024, Monday night, July 8th, 2024. Ordinance No. 177-2024 is an ordinance to amend The Surgoinsville Municipal Code, Title 12 Building, Utility, ETC. Codes, Chapter 2 Building Code; to allow for the modification of the schedule of Building Permit fees by Resolution.

PUB1T: 7/12/24