

Ordinance No. 2022-294

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF KEOTA, IOWA, 2017, BY AMENDING PROVISIONS PERTAINING TO THE PHYSICAL ENVIRONMENT.

BE IT ENACTED by the City Council of the City of Keota, Iowa:

SECTION 1. Title VI, Chapter 18, Section 8 is hereby repealed and the following adopted in lieu thereof:

6-18-8 OPEN BURNING RESTRICTIONS

1. Burn Barrels are prohibited within the City limits.
2. Regulated Burning. The City of Keota will allow open burning during the months of April, May, October, and November on Thursday, Friday, and Saturday from 8:00 a.m. to 8:00 p.m. All other burning that does not meet the following restrictions is prohibited.
 - a. Leaf/Landscape Waste burning is only allowed on the city right of way in the front of the dwelling. No fire is allowed to reach the street pavement, and must be a minimum of twenty-five (25) feet from any structure or building. No other items but leaves or landscape waste may be burned at this location.
 - b. Garden Waste/Landscape Waste burning is allowed within the garden plot and must be a minimum of twenty-five (25) feet from any structure or building. No other items but garden waste or landscape waste are allowed to be burned in this location.
 - c. Burning of WET leaves is prohibited.
 - d. Fires are prohibited on the street, driveways, alleys, or ditches.
 - e. Fires are limited to no larger than ten (10) feet wide.
 - f. Fires are prohibited under powerlines, light or power poles, or within fifty (50) feet of combustible materials.
 - g. Adult supervision must be on hand at all times.
 - h. A working garden hose must be available for immediate use at all times.
 - i. No fires shall be maintained if weather conditions are not favorable or in the event of an order from the Fire Chief directing that the fire must be extinguished. No fires shall take place in the event of a burn ban issued by the County, State of Iowa or DNR.
3. Recreational Fires. Open fires for cooking, heating, recreation and ceremonies, provided they comply with the limits for emission of visible air contaminants established by the DNR are legal within City limits. All recreational fires must be in a fire pit or fire ring.
4. Training Fires for the training of firefighters and Controlled Burning of Demolished/Uninhabitable Building are permitted subject to the approval of the City Council.
5. Rubber Tires, Trash, or any other items other than those listed above are prohibited within City limits.
6. Violation and Penalty. Any person guilty of violating the provisions herein shall be guilty of a simple misdemeanor and shall be subject to a fine of up to one hundred (\$100) dollars or a municipal infraction.

SECTION 2. REPEALER.

That all other ordinances or parts of ordinances in conflict herewith are repealed.

SECTION 3. SEVERABILITY CLAUSE.

That if any section, subsection, sentence, clause, or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council of the City of Keota, Iowa, hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrased be declared unconstitutional.

SECTION 4. WHEN EFFECTIVE.

This Ordinance shall be in effect from and after its final passage, approval and publication as provided by law.



ANTHONY CANSLER, MAYOR

1st Reading: April 18, 2022

ATTEST:



TOMISHA HAMMES, CITY CLERK

Motion: BENDER Second: IMHOFF

ROLL CALL VOTE				
COUNCIL MEMBER NAME	AYES	NAYS	ABSTAIN	ABSENT
MIKE BENDER	✓			
KEITH CONRAD	✓			
DANIELLE IMHOFF	✓			
MATT GREINER		✓		
HEATH MCDONALD	✓			