

AN ORDINANCE AMENDING SECTION 8.01.003, OF THE PITTSBURG CODE
OF ORDINANCES CONCERNING OUTDOOR BURNING

WHEREAS the City Council for the City of Pittsburg has reviewed the City's existing ordinance concerning outdoor burning, being Section 8.01.003 of the Pittsburg Code of Ordinances, entitled "Burning Refuse on City Property"; and

WHEREAS the City Council is of the opinion that, the City of Pittsburg should amend existing Section 8.01.003 of the Pittsburg Code of Ordinances to make all regulations concerning outdoor burning in the City of Pittsburg consistent with the Texas Commission of Environmental Quality (TCEQ) Regulations; and

IT IS THEREFORE ORDAINED BY THE CITY COUNCIL OF THE CITY OF PITTSBURG, TEXAS, AS FOLLOWS:

Section 8.01.003 Outdoor Burning

(a) All outdoor burning within the City of Pittsburg will be enforced based upon the Texas Commission on Environmental Quality (TCEQ) Regulations, Texas Administrative Code, Title 30, Part 1, Chapter 111, Subchapter B, Rules 111.201-221, (commonly referred as the "Outdoor Burning Rule") as currently stated and as may amended in the future.

(b) It shall be unlawful for any person or entity to burn the following within the City of Pittsburg;

- Household Trash
- Plastics (including fiberglass resins)
- Rubber (natural or synthetic)
- Petroleum products
- Non-wood Construction or Demolition materials
- Treated Lumber
- Furniture
- Carpet
- Appliances
- Electrical insulation
- Chemical wastes
- Potentially Explosive materials

(c) Materials, which are allowed to be burned must follow the following parameters set by the Pittsburg City Council and are subject to violation enforcement if are not followed.

- All burning within the city limits must occur and be completely out (not smoldering) between the hours of 10:00 AM and one hour prior to sunset.
- All burning within the city limits must occur when the wind is over five (5) miles per hour and less than fifteen (15) miles per hour.
- All burning within the city limits must occur when the Relative Humidity is above twenty (20) percent and less than sixty (60) percent
- All burning material must be completely extinguished (not smoldering) by one hour prior to sunset, with the exception of land clearing for commercial or residential development, agricultural purposes, or involving felled trees, limbs or stumps which are of such size that total consumption cannot occur in one day.

(d) Materials, which are allowed to be burned are subject to the burning requirements and restrictions as outlined in the above referenced TCEQ "Outdoor Burning Rules." and within the parameters listed in Subsection (c). No material shall be burned directly on the surface of any sidewalk or roadway within the city limits.

(e) Any violation of Subsection (b) shall constitute a Class C Misdemeanor punishable by fine not to exceed FIVE HUNDRED AND NO/100 DOLLARS (\$500.00) for each offense.