

RECORD OF ORDINANCES

BEAR GRAPHICS 800-325-8094 FORM NO. 30043

Ordinance No. 2021-17 Passed July 8th, 2021

AN ORDINANCE REGULATING OPEN BURNING AND NOXIOUS FUMES

WHEREAS, the Village of Sabina conducted a review of its nuisance related ordinances and wishes to revise them to provide for easier enforceability and understanding,

AND WHEREAS, the uncontrolled or unregulated burning of materials may cause personal, environmental, or property damage, and the release of noxious odors into the air can be harmful to Village residents,

NOW THEREFORE be it ordained with 2/3 of the Council of the Village of Sabina, Clinton County, Ohio concurring that the following is necessary for the health, safety and well-being of the Village of Sabina and its residents;

Section 1 – Open Burning

- The following shall not be permitted within the Village corporation limit:
- A. Open burning when air pollution warnings, alerts or emergencies are in effect and fires obscure visibility for roadways, railroad tracks, or other pathways.
 - B. Burning or ignition of explosives, explosive devices, gasoline, oil, projectile devices, or other items which may explode causing fire or injury.
 - C. Burning of garbage, materials containing rubber, grease and asphalt or made from petroleum (such as tires, cars and auto parts), plastics or plastic-coated wire, and dead animals (unless approved for control of disease by a governing agency).
 - D. Fires left unextinguished and unmonitored which may spread outside of containment without warning.

Section 2 – Noxious Fumes

- No person shall release fumes, chemicals, and/or noxious odors into the air that:
- A. Are at levels deemed by local authorities to be unhealthy,
 - B. Are found to have harmful environmental impact, or
 - C. Are found to directly cause harm to neighboring residents or properties.

Section 3 – Penalty

Whoever violates any section of this Ordinance shall be charged with a minor misdemeanor and fined not more than \$150.

If, within one year of the offense, the person previously has been convicted of or pleaded guilty to two or more violations of this ordinance, they shall be charged with a misdemeanor of the fourth degree and subject to not more than 30 days in jail and a \$250 fine.

Section 4

Ordinance No. 2019-21, enacted December 26, 2019, is hereby repealed. Further, this Ordinance is in addition to any Ohio Basic Code sections relating to open burning and fumes that are adopted annually by the Village of Sabina.

1st Reading June 10, 2021

2nd Reading June 24, 2021

3rd Reading July 8, 2021

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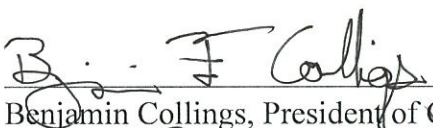
Ordinance No. _____ Passed _____, 20_____

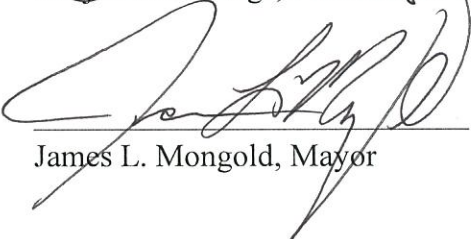
Passed this 8th day of July, 2021.

Attest:

Approved By:


Nancy L. Cornell, Fiscal Officer


Benjamin Collings, President of Council


James L. Mongold, Mayor