

**ORDINANCE 2018-19**

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF EAGLE GROVE, IOWA, BY AMENDING PROVISIONS PERTAINING TO OPEN BURNING RESTRICTIONS**

**BE IT ENACTED** by the City Council of the City of Eagle Grove, Iowa:

**SECTION 1. SECTION MODIFIED.** Section 105.05(4) of the Code of Ordinances of the City of Eagle Grove, Iowa, is repealed and the following adopted in lieu thereof:

105.05(4) Landscape Waste. The disposal by open burning of landscape waste originating on the premises. However, the burning of landscape waste produced in clearing, grubbing and construction operations shall be limited to areas located at least one-fourth miles from any building inhabited by other than the landowner or tenant conducting the open burning. Rubber tires shall not be used to ignite landscape waste. Burning of organic yard and garden waste shall be permitted only between dawn and dusk on Saturday and Sunday during the periods April 1 and May 31 and October 1 through November 30 of each year. The City Council may, by resolution, allow burning for specific projects for additional periods of not more than 15 days each.

(IAC), 567-23[3d])

**SECTION 2. REPEALER.** All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

**SECTION 3. SEVERABILITY CLAUSE.** If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

**SECTION 4. WHEN EFFECTIVE.** This ordinance shall be in effect from and after its final passage, approval, and publication as provided by law.

Passed by the Council the October 15 day of October, 2018, and approved this     day of    , 2018.

Sandra McGrath

Sandra McGrath, Mayor

ATTEST:

Bryce Davis  
Bryce Davis, City Administrator/Clerk

First Reading: 10-15-18  
Second Reading: waived 10-15-18  
Third Reading: waived 10-15-18

I certify that the foregoing was published as Ordinance No. 2018-19 on the 26<sup>th</sup> day of October, 2018.

Bryce Davis  
City Clerk

PROOF OF PUBLICATION

STATE OF IOWA }  
Wright County } ss.

I, the undersigned, being duly sworn, depose and say,  
that I am Pamela J. DeVries, President of the Eagle  
Grove Eagle, a weekly newspaper printed in the  
English language, published at Eagle Grove in Wright  
County, State of Iowa, and that the annexed City

Eagle Grove - Summary of  
Ordinance No. 2018-19

notice was published in said paper once each week for  
1 consecutive weeks, the first publication thereof  
was on the 25<sup>th</sup> day of October, 2018,  
the second on the \_\_\_ day of \_\_\_, 20\_\_\_,  
the third on the \_\_\_ day of \_\_\_, 20\_\_\_,  
the fourth on the \_\_\_ day of \_\_\_, 20\_\_\_.

Pamela J. DeVries  
Pamela J. DeVries, President

Subscribed and sworn to before me and in my presence  
the 26<sup>th</sup> day of October, 2018.

Lynnette M Richardson  
Notary Public; In and for the State of Iowa



LYNNETTE RICHARDSON  
Commission Number 771667  
My Commission Exp FEB. 14, 2021

Printer's Fees, \$ 19.82

**PUBLIC NOTICE**  
**City of Eagle Grove**

**SUMMARY OF**  
**ORDINANCE NO. 2018-19**

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF EAGLE GROVE, IOWA, BY AMENDING PROVISIONS PERTAINING TO OPEN BURNING RESTRICTIONS. On October 15, 2018 the City Council of Eagle Grove, Iowa passed the aforementioned ordinance and a summary is as follows:

SECTION 1: Section Modified. Section 105.05(4) of the Code of Ordinances of the City of Eagle Grove, Iowa, is repealed and the following adopted in lieu thereof:

105.05(4) Landscape Waste. The disposal by open burning of landscape waste originating on the premises. However, the burning of landscape waste produced in clearing, grubbing and construction operations shall be limited to areas located at least one-fourth miles from any building inhabited by other than the landowner or tenant conducting the open burning. Rubber tires shall not be used to ignite landscape waste. Burning of organic yard and garden waste shall be permitted only between dawn and

dusk on Saturday and Sunday during the periods April 1 and May 31 and October 1 through November 30 of each year. The City Council may, by resolution, allow burning for specific projects for additional periods of not more than 15 days each. (IAC), 567-23[3d])

SECTION 2. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3: SEVERABILITY CLAUSE: If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 4. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval, and publication as provided by law.  
Bryce Davis, City Clerk

Published in the Eagle Grove Eagle on  
October 25, 2018.