TITLE 7

FIRE PROTECTION AND FIREWORKS

CHAPTER

1. OPEN BURNING.
2. FIRE CODE.

CHAPTER 1

OPEN BURNING

SECTION

7-101. Permit required.
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7-103. Notification of fire department.
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7-101. Permit required. Any party desiring to burn any item outside and away from any structure on their real property shall be required to obtain a burning permit from the city manager at least three (3) days before the burning is to commence and said permit shall state what items are to be burned. There shall be no cost for obtaining said burning permit. (as added by Ord. #200-2, Aug. 2000)

7-102. Time of burning. All open burning for residential shall be done on any Tuesday, Wednesday and Saturday that is not declared a federal, state or municipal holiday. All open burning for commercial burning shall be on any Tuesday or Wednesday not declared a federal, state or municipal holiday. All open burning shall commence at any time after dawn and shall be completely extinguished before the sun sets for that evening. (as added by Ord. #200-2, Aug. 2000, and amended by Ord. #200-6, July 2001)

7-103. Notification of fire department. Before commencing any burning, the permit holder must notify the White Pine Fire Department at least thirty (30) minutes before the burning is to begin. The City Manager or Fire Chief of the White Pine Fire Department, or any of his agents, shall be empowered to suspend the permit granted by the city manager in the event that high winds, drought conditions, or any other unsafe weather condition exists on the day for burning or after the burning has commenced. If a permit is suspended the holder of the permit shall notify the city manager who shall set a new date. If, after the burning has commenced, an unexpected wind develops or other weather or atmospheric condition arises which may cause the burning
to be unsafe for the adjoining property owners, the permit holder shall immediately take measures to extinguish the burning by themselves. If at any time a permit holder allows a burn to get out of control and it becomes necessary to have a fire department extinguish the fire, the permit holder shall be responsible for all costs incurred by the city as a result of the permit holder's action. (as added by Ord. #200-2, Aug. 2000)

7-104. **Disallowable items for burning.** No permit holder shall be allowed to burn any of the following items:

1. Tires of any kind;
2. Glass;
3. Plastics;
4. Containers containing butane or any other gas compounds;
5. Any item defined as hazardous or toxic pursuant to Tennessee Code Annotated, § 68-131-101, et seq.;
6. Any chemical or chemical compound;
7. Any compound which may cause a noxious odor or is deemed to be environmentally unsafe; and
8. Any other item, element or compound deemed non-burnable by any federal or state law or regulation. (as added by Ord. #200-2, Aug. 2000)

7-105. **Attendance at burning.** All permit holders shall be responsible for having an individual at the site tending the fire at all times the burning is taking place. (as added by Ord. #200-2, Aug. 2000)

7-106. **Violations.** Any individual who violates any provision of this chapter shall be summoned to the Baneberry City Court and shall be subjected to a fine of not more than $500.00 plus any costs incurred by the city. (as added by Ord. #200-2, Aug. 2000)
CHAPTER 2

FIRE CODE

SECTION

7-201. Fire code adopted.

7-201. **Fire code adopted.** Pursuant to authority granted by Tennessee Code Annotated, § 6-54-501 through 6-54-506, and for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, the NFPA-1 Uniform Fire Code, 2003 edition and all appendix thereto, is hereby adopted by reference and included as a part of this code. Pursuant to the requirement of Tennessee Code Annotated, § 6-54-502, one (1) copy of the fire prevention code has been filed with the recorder and is available for public use and inspection. Said fire prevention code is adopted and incorporated as fully as if set out at length herein and shall be controlling within the corporate limits. (as added by Ord. #204-8, Dec. 2004)