

**CITY OF YACHATS
ORDINANCE NO. 292**

**AN ORDINANCE REPEALING ORDINANCES 16 AND 157 REGULATING THE
SETTING OF FIRES AND THE BURNING OF BRUSH AND REFUSE WITHIN
THE CITY OF YACHATS**

WHEREAS, in 1992 the City Council adopted Ordinance No. 157 regulating the setting of fires and the burning of brush and refuse within the City Limits; and

WHEREAS, that Ordinance authorized the Yachats Rural Fire Protection District (RFPD) to issue the fire permit for the City; and

WHEREAS, this Ordinance was not included when the City compiled, edited and published a codification of the permanent and general ordinances of the City of Yachats; and

WHEREAS, the City lies within the Yachats RFPD and that entity has the authority to issue burn permits for outdoor burning under the guidelines established by DEQ and Oregon State Fire Marshall's office; and, the State and the local RFPD have the authority to determine the burn season each year and these agencies have policies in place to determine permit requirements and the appropriate duration said permit shall be valid based upon the specific conditions existing in any given year; and

WHEREAS, the full title for Ordinance No. 157 was An Ordinance Regulating The Setting Of Fires And The Burning Of Brush And Refuse Within The City Of Yachats; Providing A Penalty For The Violation Thereof; Authorizing The Yachats Rural Fire Protection District To Issue Fire Permits In The City Of Yachats; And Repealing Ordinance No. 16 In Its Entirety; however, there was no actual Ordaining clause to repeal Ordinance No. 16.

NOW THEREFORE, the City of Yachats ordains as follows:

Ordinances No. 16 and 157 are hereby repealed in their entirety.

PASSED AND ADOPTED by the City Council of the City of Yachats on this day of .

Ayes:_____ Nays:_____ Abstentions:_____ Absent:_____

APPROVED by the Mayor this ____ day of .

Attest:

Ronald L. Brean, Mayor

Nancy Batchelder, City Recorder