

ORDINANCE NO. 214

AN ORDINANCE OF THE CITY OF HUNTER, KANSAS REGULATING BONFIRES, RUBBISH BURNING AND RECREATIONAL BURNING WITHIN THE CITY.

WHEREAS, the popularity of recreational fire pits has increased; and

WHEREAS, the inherent dangers posed by fire within populated areas can present a danger to the public; and

WHEREAS, the City of Hunter has determined a need to prohibit open burning, rubbish burning, and recreational burning to prevent unintentional fires that lead to property damage and use of limited resources to control said fires; and

WHEREAS, it is declared to be in the best interests of the citizens of Hunter, Kansas that such activity be regulated.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HUNTER, KANSAS:

Section 1. Open Burning.

- (1) Open Burning Prohibited. It shall be unlawful for any person, firm, corporation, partnership, association, organization or governmental agency properly regulated by the City, to burn or cause to be burned any bonfire, outdoor recreational fire in any structure or device, or open pit fire except:
 - a. Fires using Allowable Outdoor Recreational Devices, as defined herein;
 - b. fires for the non-commercial preparation of food; and
 - c. fire places or heaters constructed, installed, operated and maintained pursuant to International Fire Code (2009) Section 307.4.3 as amended from time to time.

- (2) Incendiary. It shall be unlawful for any person, firm, corporation, partnership, association, organization or governmental agency properly regulated by the City to deliberately, maliciously or negligently kindle or cause to be kindled a fire for the purpose of fraud, spite, revenge, vandalism, or for any reason that may endanger public health safety or cause loss of life or property, or endanger the personnel assigned to respond.

- (3) Rubbish (trash) Burning Prohibited. It shall be unlawful for any person,

firm, corporation, partnership, association, organization or governmental agency properly regulated by the City to burn trash, rubbish, lumber, leaves, straw, grass, weeds, papers, or other combustible materials within the corporate City limits.

- (4) Fires used for non-commercial preparation of food. Fires used for non-commercial preparation of food, such as barbecuing, are permitted provided that the fire is in a freestanding cooking device using fossil fuel or natural gas.
- (5) Attendant. Recreational fires shall be constantly attended by a person eighteen (18) years of age or older knowledgeable in the use of fire extinguishing equipment required by this section. An attendant shall supervise a recreational fire until such fire has been extinguished. Buckets, fire extinguishers, shovels or garden hoses shall be readily available for use at recreational fires.
- (6) Allowable Outdoor Recreational Devices. All recreational fire devices, such as chimineas, patio fireplaces, patio heaters, or similar devices must be UL Certified (certified by Underwriters Laboratories) and contain such mark of certification. Open fire pits are not permissible.
- (7) Violation. The fine for any violation of this section shall be at least \$250 but not more than \$500.

Section 2. Publication and Effective Date. This ordinance shall take effect and be in full force and effect from and after its passage, signature, and publication in the official city newspaper.

PASSED by the city council and signed by the Mayor this __2nd__ day of March

2026.

CITY OF HUNTER, KANSAS



Brad Nitsch, Mayor



[SEAL]

Attest:



City Clerk