CODE ORDINANCE

CITY OF REDMOND
ORDINANCE NO. 2692

AN ORDINANCE OF THE CITY OF REDMOND, WASHINGTON, AMENDING RMC CHAPTER 9.22, FIRE, CRIMES RELATED TO, TO COORDINATE WITH THE 2012 REDMOND FIRE CODE

WHEREAS, the Fire and Police Departments have recommended that the City adopt revisions to RMC 9.22, Fire, Crimes Related to, to remove conflicts with the Redmond Fire Code; and

WHEREAS, the City Council, through adoption of this ordinance, concurs with the recommendations of the Fire and Police Departments.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF REDMOND, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Classification. This ordinance is of a general and permanent nature and shall become a part of the City Code.

Section 2. Amendment of Subsections. Subsections 9.22.030 - .050 of the City of Redmond Municipal Code are hereby amended to read as follows:

Sections:

9.22.010 Reckless burning.
9.22.020 Miscellaneous crimes.
9.22.030 Outdoor burning prohibited.
~~[9.22.040 Exemptions.~~]***Repealed.***
9.22.045 Responsible Party.
9.22.050 Civil penalty.

9.22.030 Outdoor burning prohibited.

It shall be unlawful for any person to ignite, stoke, or otherwise cause or foster any outdoor fire within the city except as expressly permitted in **the Redmond Fire Code**[~~Section 9.22.040~~].

[~~9.22.040 Exemptions.~~] ***Repealed.***

[~~The following outdoor fires are exempt from the prohibition on outdoor burning:~~

~~1. Fires for instruction in the method of fighting fires (except forest fires), provided prior written approval has been issued by the Redmond Fire Department;~~

~~2. Fires associated with agricultural activities for controlling diseases, insects, weed abatement or development of physiological conditions conducive to increased crop yield, provided written confirmation has been furnished by a designated county extension agent or agricultural specialist designated by the Cooperative Extension Service that burning is the best management practice. Redmond Fire Department must be notified in advance;~~

~~3. Fires for abating a forest fire hazard, to prevent a hazard, for instruction of public officials in methods of forest fire fighting, any silvicultural~~

~~operation to improve forest lands, and silvicultural burning used to improve or maintain fire dependent ecosystems for rare plants or animals within state, federal, and private natural area preserves, natural resource conservation areas, parks, and other wildlife areas, provided prior written approval has been issued by the Washington Department of Natural Resources;~~

~~4. Fires consisting solely of charcoal, propane, natural gas, or wood used solely for the preparation of foods;~~

~~5. Fires no larger than four feet in diameter and three feet in height for campfires, at designated federal, state, county or city parks and recreational areas, but only when and where permitted by those agencies;~~

~~6. Fires for Indian ceremonies or for the sending of smoke signals if part of a religious ritual. Fires connected with other religious or ceremonial purposes, if approved by the Puget Sound Pollution Control Agency;~~

~~7. Fires associated with and part of a public construction contract for improvements within the Redmond Watershed Preserve, when outdoor burning has been approved in conjunction with the public~~

~~construction contract by the Redmond City Council. Outdoor burning, when approved, shall be conducted according to such permits, rules, and conditions as may be prescribed by the Redmond Fire Department.~~

~~It shall be prima facie evidence that the person who owns or controls property on which an outdoor fire occurs has caused or allowed said outdoor fire.~~

~~Nothing contained within this section shall be construed to allow outdoor fires in those areas in which open burning is strictly prohibited by laws, ordinances, or regulations of the state or any city, county, or fire district. Additionally, nothing contained within this section shall relieve the applicant from obtaining permits required by any state or local fire protection agency or for compliance with the Uniform Fire Code.~~]

9.22.045 Responsible Party.

It shall be prima facie evidence that the person who owns or controls property on which an outdoor fire occurs has caused or allowed said outdoor fire.

Nothing contained within this chapter shall be construed to allow outdoor fires in those areas in which open burning is strictly prohibited by laws, ordinances, or regulations of the state or any city,

county, or fire district. Additionally, nothing contained within this chapter shall relieve the applicant from obtaining permits required by any state or local fire protection agency or for compliance with the Redmond Fire Code.

9.22.050 Civil penalty.

Any person who violates the prohibition on outdoor burning **as set forth in section 9.22.030 of this chapter shall be** [~~shall, upon a first violation thereof, receive a warning from the Redmond Fire Department, Police Department or other appropriate representative of the city. Upon a second or subsequent violation, such person shall be~~]guilty of a civil infraction[~~, and upon~~]**. Upon** a finding by a court of competent jurisdiction that such infraction has been committed, **the person found to have committed the infraction** shall be punished by a fine not exceeding $1,000.

ADOPTED by the Redmond City Council this 4th day of June, 2013.

CITY OF REDMOND

JOHN MARCHIONE, MAYOR

ATTEST:

MICHELLE M. MCGEHEE, MMC, CITY CLERK

(SEAL)

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY:

JAMES HANEY, CITY ATTORNEY

FILED WITH THE CITY CLERK:	May 29, 2013
PASSED BY THE CITY COUNCIL:	June 4, 2013
SIGNED BY THE MAYOR:	June 4, 2013
PUBLISHED:	June 10, 2013
EFFECTIVE DATE:	June 15, 2013
ORDINANCE NO. 2692	

APPROVED 7-0: Allen, Carson, Flynn, Margeson, Myers, Stilin and Vache