

ORDINANCE NO. 2021-6

***AN ORDINANCE RESTRICTING THE BURNING OF TRASH AND OTHER WASTE MATERIALS
IN THE TOWN OF FARMERSBURG, INDIANA***

BE IT ORDAINED by the Town Council of the civil Town of Farmersburg, Indiana, that:

WHEREAS, the Town Council of the Town of Farmersburg in Sullivan County, Indiana hereby adopts an ordinance to restrict burning of trash, rubbish, garbage, plastics and other waste materials in the Town of Farmersburg.

NOW THEREFORE, by the powers vested in the Town Council of the Town of Farmersburg in Sullivan County, Indiana, it is hereby ORDERED and ORDAINED that:

SECTION I: The burning of trash, garbage, rubbish, plastics or other waste materials, with the exception of paper, leaves, and twigs whatsoever, within the Town of Farmersburg, Indiana, at any time of day or night, and whether burned in the open or in a container, is hereby prohibited, with the exception that wood, twigs, leaves, limbs or paper shall be permitted to burn.

SECTION II: BE IT FURTHER ORDAINED, that no burning is permitted on any public street and no blowing of leaves or grass clippings in the street at any time with the exception of a town-approved and sanctioned "clean-up" day.

SECTION III: BY ORDER OF THE TOWN COUNCIL, there shall be no burning of any lots, fields, houses or any other structures within the corporate boundaries of the Town of Farmersburg, Indiana, except with the written approval from the Farmersburg Police Chief, Chief of the Thunderbird Fire Department and of the Town Council.

SECTION IV: BE IT FURTHER ORDAINED, that if the Thunderbird Fire Department requests to conduct a "live burn" training on a house, located within the corporate boundaries of the Town of Farmersburg, they shall give the Farmersburg Police Department advanced notice and receive written approval from the Town Council.

SECTION V: BE IT FURTHER ORDAINED, that any person may have a small, recreational fire on their property or premises during the day or night provided that the fire is under supervision. Recreational fires must only contain wood, twigs, leaves, limbs or paper. Recreational fires must be extinguished before leaving the area. A person who knowingly leaves an active recreational fire, flames or embers still ablaze, shall be in violation of this ordinance and subject to penalty.

SECTION VI: BE IT FURTHER ORDAINED, that any violation of this ordinance shall be subject to civil penalty and judgement shall be entered against the defendant in the amount of not to exceed Five-Hundred Dollars (\$500.00). Penalties are enforceable by the Farmersburg Police Department, Fire Chief or his/her designee. Notice of violations shall come in the form of a verbal or written warning, or a

Three handwritten signatures in blue ink are located at the bottom of the page. The first signature is a stylized 'D' or 'B'. The second signature is 'JLW'. The third signature is a cursive signature.

citation. Payment for violations shall be due at the Town Hall within a ten (10) day period following the issue of notice. Violation of the aforementioned provisions shall be:

- A. First Citation in a twelve (12) month period: \$150.00
- B. Second citation in a twelve (12) month period: \$250.00
- C. Third and all subsequent citations in a twelve (12) month period: \$500.00

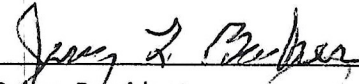
SECTION VII: In the event that such payment is not made within the prescribed time period, the defendant shall be imposed upon an additional One Hundred Dollar (\$100.00) fee to the Town of Farmersburg. All proceedings shall be then filed in the appropriate Sullivan County court of jurisdiction by the Town Attorney. The defendant shall be liable for all appropriate court costs and fees. The Town of Farmersburg reserves the right to place a lien on the property, payable through property taxes, of the total cost of the fines accrued in lieu of filing the charges in court at the behest of the Clerk-Treasurer.

THIS ORDINANCE supersedes and replaces all prior ordinances which may be in conflict.

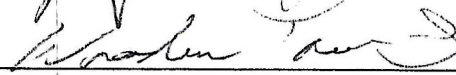
THIS ORDINANCE shall be effective upon the passage and publication as required by law and a copy of said ordinance shall be kept in the office of the Town Hall of Farmersburg, Sullivan County, Indiana.

Passed by the Town Council of the Town of Farmersburg on 15th, August, 2023.


Town of Farmersburg, Indiana
Council Members



Jerry Baker, President




Woodrow Power III, Member



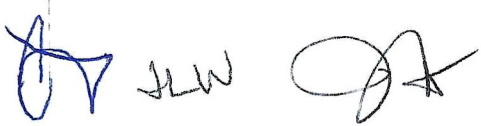
James Sharpe, Member



Jennifer Walters, Member

ATTEST: 

Sharon Baker
Clerk/Treasurer



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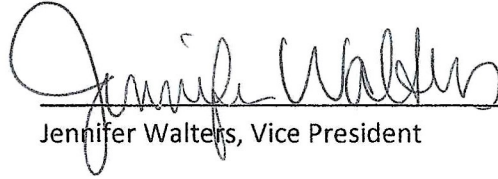
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Confirmed as passed and in place by the Town Council of the Town of Farmersburg on APRIL 18, 2024.

Town of Farmersburg, Indiana
Council Members



Justin Wassel, President



Jennifer Walters, Vice President

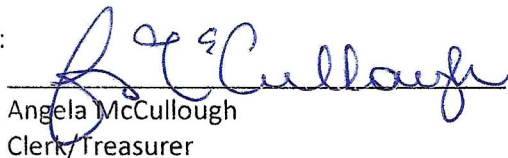


Jennifer Harrelson, Member



Courtney Strain, Member

ATTEST:



Angela McCullough
Clerk/Treasurer