

## **Sec. 12-4. Open burning.**

(a)

Open burning, where permitted by the Virginia Statewide Fire Prevention Code, shall be constantly monitored until the fire is extinguished. Fire extinguishing equipment shall be available for immediate use.

(b)

The chief of fire protection shall prohibit open burning, otherwise lawful, when smoke may cause reduced visibility on any highway, or when emissions or odors may constitute a hazard or nuisance. The chief of fire protection shall order the extinguishing by the permit holder or other responsible person, or by the fire department, of any fire which creates such a hazard or nuisance, or if adjacent property is considered to be endangered.

*(Code 1965, § 16-18; Ord. No. 2289, 8-3-94; Ord. No. 3208, 11-22-11)*

**State law reference**— *Similar provisions, Code of Virginia, § 10.1-1144.*

## **Sec. 12-5. Fires on beaches.**

It shall be unlawful and a Class 1 misdemeanor for any person to set fire to or to procure another to set fire to any wood, brush, logs, leaves, grass, debris or other flammable material at any time on any sand beach of the city.

*(Code 1965, § 16-15; Ord. No. 1366, 4-11-83; Ord. No. 1789, 6-20-88; Ord. No. 2289, 8-23-94)*

**Cross reference**— *Beaches generally, Ch.6.*

**State law reference**— *Authority for above section, Code of Virginia, § 15.1-872.*

## **Sec. 12-6. Fires on streets.**

It shall be unlawful and a Class 1 misdemeanor for any person to burn, or cause to be burned, any substance of any kind on any of the streets of the city.

*(Code 1965, § 16-16)*

**Cross reference**— *Streets, Ch.33.*

**State law reference**— *Authority for above section, Code of Virginia, § 15.1-872.*

## **Secs. 12-7—12-9. Reserved.**

*Editor's note—*

Sections 12-7—12-9 were deleted in their entirety by Ord. No. 1789, adopted June 20, 1988. Said sections pertained to extinguishing open fires before leaving unattended, testing of underground tanks for storage of flammable liquids, and removal thereof when no longer used, and were derived from Code 1965, §§ 16-13, 16-14 and 16-17

**Secs. 12-10—12-20. Reserved.**