

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF FRESNO, CALIFORNIA, DECLARING OUTDOOR WARMING FIRES TO BE A HEALTH AND SAFETY HAZARD AND A PUBLIC NUISANCE AND DIRECTING THE CITY MANAGER TO CAUSE THEM TO BE EXTINGUISHED

WHEREAS, as low temperatures have decreased within the City, there has been an increase in the number of outdoor warming fires throughout the City; and

WHEREAS, to provide residents with means to stay warm, the City operates warming centers in certain of its facilities, the availability of which renders outdoor fires unnecessary as a source of heat; and

WHEREAS, the Fresno Municipal Code (FMC) prohibits open burning without an operational permit from the City, and specifically prohibits open fires on any public street, alley, road, or other public or private ground without such a permit; and

WHEREAS, the FMC further prohibits open burning that is offensive or objectionable when smoke emissions or atmospheric conditions make such fires hazardous and prohibits open burning in violation of the rules and regulations of the San Joaquin Valley Air Pollution Control District; and

WHEREAS, illegal and unauthorized open burning creates dangerous conditions that increase the likelihood of injury, destruction of property, and negative impacts on the health of City residents; and

WHEREAS, illegal and unauthorized burning exacerbates harmful air quality conditions within the City and surrounding areas; and

WHEREAS, City residents are encouraged to report all such open burning to the City of Fresno Fire Department.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fresno as follows:

1. The Council declares that outdoor open burning, including but not limited to warming fires and fires created in violation of the FMC, are a health and safety hazard and constitute a public nuisance.

2. The City Manager is directed to cause any outdoor open burning, including but not limited to warming fires or other outdoor fires created in violation of the FMC, to be extinguished immediately upon receipt of a report of such fire.

3. This resolution shall be effective upon final approval.

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STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, TODD STERMER, City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the _____ day of _____ 2024.

AYES :
NOES :
ABSENT :
ABSTAIN :

Mayor Approval: _____, 2024
Mayor Approval/No Return: _____, 2024
Mayor Veto: _____, 2024
Council Override Vote: _____, 2024

TODD STERMER, CMC
City Clerk

By: _____
Date

Deputy

APPROVED AS TO FORM:

By: _____
Name Date
Title

Attachment: Exhibit A (if applicable)