

Ordinance No. 2015-05-12-02

**AN ORDINANCE TO ESTABLISH REGULATIONS CONCERNING  
OPEN BURNING  
MOUNT SUMMIT, INDIANA**

**WHEREAS,** It has become necessary to establish rules and regulations for open burning, within the town of Mt. Summit, Henry County, Indiana.

**NOW, THEREFORE, BE IT ORDAINED BY THE TOWN BOARD OF**  
Mount Summit, Henry County, Indiana:

**Purpose**

The purpose of this ordinance is to define open burning within the town of Mt. Summit, Indiana and set forth penalties under said ordinance.

**Ordinance**

All fires shall be extinguished if they create a hazard, nuisance, pollution problem or threat to public health or property. All fires shall be attended until completely extinguished with a proper means available. All burning shall be done during daylight hours with the exception of cooking or camp fires. All burning shall comply with all Federal, State, and local laws, rules and ordinances.

**Penalties**

Any person who violates the provision of this Ordinance shall be fined Seventy Five dollars (\$75.00) for the first offense and One Hundred Twenty Five Dollars (\$125.00) for each offense thereafter. A separate offense shall be deemed committed for each day during which or on which a violation occurs or continues to occur.

**Remedies**

Any law enforcement officer of the town, or any other agent(s) authorized by the town board of Mount Summit may in the name of the town, bring an action for violations and enforcement of this ordinance.

**Saving Clause**

If any section, provision, or part of this ordinance shall be judged to be

the ordinance as a whole or any sections, provisions or part thereof not adjudged invalid or unconstitutional.

**REPEAL**

All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed insofar as they conflict with the provisions of this ordinance.

**Effective date**

This ordinance shall be in full force and effect from and after its adoption by the town board of Mount Summit, and upon publication as provided by law.

Passed and adopted this 12th day of May, 2015

TOWN BOARD OF MOUNT SUMMIT

Betty Gipe  
Betty Gipe, Board President

Caroline Utt  
Caroline Utt, Member

David Greene  
David Greene, Member

ATTEST:

Sharon Jessup  
Sharon Jessup, Clerk/Treasurer  
Town of Mount Summit  
104 W. Main  
P.O. Box 220  
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