



Rochester Hills Master Report

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File Number: 2004-0672

File Number: 2004-0672 **File Type:** Ordinance **Status:** For Adoption
Version: 2 **Reference:** **Controlling Body:** City Council
Requester: City Council **Cost:** **Introduced:** 08/10/2004
File Name: Ordinance Amendment - Chapter 58, Fire Prevention **Final Action:**

Title: Acceptance for Second Reading and Adoption - An Ordinance to amend Section 58-58 of Chapter 58, Fire Prevention and Protection of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify open burning regulations concerning recovery of restitution for violations, repeal conflicting ordinances and prescribe a penalty for violations

Notes:

Code Sections:

Agenda Date:

Indexes:

Agenda Number:

Sponsors:

Enactment Date:

Attachments: 091504 Agenda Summary.pdf, 081804 Agenda Summary.pdf, Letter Staran 082504.pdf, Second Rdg 58-58 Fire Prevention Amendments.pdf, Letter, Staran 061004.pdf, First Rdg 58-58 - Fire Prevention, Amendments.pdf, CC 111903 Reg Mtg Minutes.pdf, First Reading Resolution.pdf **Enactment Number:**

History of Legislative File

Ver- sion:	Acting Body:	Date:	Action:	Sent To:	Due Date:	Return Date:	Result:
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1	City Council	08/18/2004	Accepted for First Reading by Resolution				Pass
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Verbose Action: City Attorney to review consistency issues and clarify outdoor fireplace language.
Notes: PUBLIC COMMENT:

Mr. Al Harzewski, 3470 Greenwood, indicated that he had appeared before Council the previous fall regarding the requirement of a burning permit for his recreational fires. He stressed that the definition of recreational fires and outdoor fireplaces is not clear in the ordinance and asked that the issue be examined and clarified.

COUNCIL DISCUSSION:

President Dalton directed City Attorney John Staran to address Mr. Harzewski's concerns when he returns the final version of the Ordinance to Council for second reading and approval.

Mr. Staran agreed to examine the recreational fire issue in the ordinance language and explained that the change before Council this evening would allow more flexibility in the payment of restitution for leaf

burning violations, as opposed to it being mandatory, as ordinance currently indicates.

Aye: Dalton, Duistermars, Hill, Holder, Raschke and Robbins
Absent: Barnett

Text of Legislative File 2004-0672

..title

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Resolved that an Ordinance to amend Section 58-58 of Chapter 58, Fire Prevention and Protection of the Code of Ordinances of the City of Rochester Hills, Oakland County, Michigan, to modify open burning regulations concerning recovery of restitution for violations, repeal conflicting ordinances and prescribe a penalty for violation, is hereby accepted for Second Reading and Adoption and shall become effective on Friday, September 24, 2004 the day following its publication in the *Rochester Eccentric* on Thursday, September 23, 2004..