



Town of Ocean Isle Beach

Resolution No. 2022 - 22
Date Adopted: August 9, 2022

**ORDINANCE TO AMEND SECTION 26-10
PORTABLE OUTDOOR FIRE PITS**

WHEREAS, the Town of Ocean Isle Beach is a municipal corporation that has adopted a code of ordinance that establishes certain regulations within the Town; and

WHEREAS, there is an intent to serve the general needs of the community by making appropriate revisions to the Town's ordinance; and

WHEREAS, a major goal of this amendment is to implement precautionary measures to decrease and/or prevent potential fire hazards within the Town Limits; and

WHEREAS, the application is both reasonable and in the public interest;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF OCEAN ISLE BEACH as follows:

1. That Section 26-10 be modified as follows:

Sec. 26-10. Burning within the town limits.

- (a) The burning of any material on the beach or on a street, road, lane or public ground is prohibited. Subject to provisions of this section, no person shall kindle or maintain any recreational fire, bonfire, or shall knowingly furnish the material for any such fire, or authorize any such fire to be kindled or maintained.
- (b) No person shall operate any type of portable outdoor fireplace/pit, hibachi or charcoal grill or maintain any type of open fire on any outside porch, patio or landing above ground level. Electric and gas grills shall be permitted only if they are permanently attached to the landing and not covered by any type of roof or awning. Gas fueled outdoor fireplaces three (3) feet in diameter or less with a flame height less than two (2) feet, permanently affixed to the ground, and separated from structures and combustible materials by ten (10) feet shall be permitted. Open burning, bonfires, and recreational fires shall be prohibited within town limits unless contained within a device specifically manufactured for such purposes (ex. Fire pits, chimeneas, etc.) which shall be placed no closer than fifteen (15) feet to any structure or natural and/or manmade combustible material. **Fire screens shall be used at all times.** No fire located in a portable outdoor fireplace/pit shall be left unattended.



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- (c) All fixed gas fueled outdoor fireplaces shall require a mechanical permit from the town's inspections department prior to installation.
 - (d) Anyone violating this section shall be cited by the chief of police or one of his deputies and shall be guilty of an infraction. The offender shall pay a civil penalty of \$35.00 into the office of the town clerk within seventy-two (72) hours following receipt of the citation. If such penalty is not paid, in accordance with G.S. 160A-175, violations of any provision of this section shall be a misdemeanor as provided in G.S. 14-4, punishable upon conviction in accordance with section 1-6.
- 2. That, except as may be modified herein, all other terms and conditions contained in said ordinance shall remain in full force and effect.
 - 3. That this modification shall take place immediately.
 - 4. That the clerk shall place a copy of this ordinance in the Town's ordinance book and shall provide a copy to the codification company when modifications are made in the future.

Amended this the 9th day of August 2022.



TOWN OF OCEAN ISLE BEACH, NC


Debbie S. Smith, Mayor

Attest:


Casey R. Hayes, Town Clerk