



**CITY OF ILWACO
SPECIAL CITY COUNCIL MEETING
Friday June 26, 2015**

A. Call to Order

1. Mayor Cassinelli called the meeting to order at 8:21 a.m.

B. Flag Salute

1. The Pledge of Allegiance was recited.

C. Roll Call

1. Present: Mayor Cassinelli and Councilmembers Jensen, Karnofski, Marshall, and Forner.
Absent Councilmember Chambreau.

D. Approval of Agenda

1. **ACTION: Motion to approve agenda. (Karnofski/Jensen) 4 Ayes 0 Nays 0 Abstain.**

E. Comments of Citizens and Guests Present

F. Business

1. Ordinance XXX Declaration of Burn Ban by Fire Chief – *Forner*
Council discussed the enforcement provisions of the ordinance and requested from the clerk a copy of the enforcement ordinance for Chapter 8. It was determined that the penalty would be a \$250 fine.

ACTION: I move to enact Ordinance XXX, allowing for city wide burning restrictions to be declared by the Fire Chief with the following added as Section 4;

a) Enforcement

- i) **The authority and responsibility for enforcing this chapter are vested in the chief of police, who may take such enforcement measures as deemed appropriate. Such measures may include, but are not limited to, the issuance of verbal or written warnings, the issuance of notices of infraction, when allowed under this chapter.**

b) Violation of chapter—Infraction—Exceptions.

- i) **Violations of this chapter shall be classified as infractions, except as otherwise provided. Infractions are noncriminal offenses.**

c) Notice of infractions.

- i) **A notice of infraction represents a determination that an infraction has been committed.**

d) Civil monetary penalties and process.

- i) **Civil infraction penalties shall accrue as follows: each violation will be punished by a fine not to exceed two hundred fifty dollars (\$250.00) per violation nor to exceed a fine**

of two hundred fifty dollars (\$250.00) per day that violations occur and for each day of violation thereafter until the violation has been corrected. All proceedings for the civil violation will be in accordance with Section 1.20.020.

(Jensen/Forner) 4 Ayes 0 Nays 0 Abstain

G. Discussion

1. Ordinance XXX Declaration of Burn Ban by Fire Chief - *Forner*

Councilmember Forner presented the ordinance to council. The ordinance would authorize the Fire Chief to enact a City Burn Ban. In rainy years, a burn ban may not be needed but due to the dryness of the current year there should be safety precautions in place to alleviate fire concerns. This limited burn ban would enact the restrictions needed. A copy of the Pacific County Burn Ban and the South Bend, WA ordinance were presented. Citizens commented that fireworks by private citizens should be banned entirely, this year and every year because of limited resources and budget. Citizens commented that we should also respect our elderly and animal populations which are traumatized by the smoke and noise every year. Citizen comment was made regarding the state legislature requiring one year advance notice by City's enacting a firework ban. A citizen comment was made on how the city was going to enforce the ordinance and what the fine would be to a citizen.

Council agreed that enforcement and resources will vary but council is still responsible to the public for safety and the citizens are still responsible for the actions of themselves and guests'.

ACTION: Motion to move this item from Discussion to Business at this meeting.

(Karnofski/Forner) 4 Ayes 0 Nays 0 Abstain.

H. Adjournment

- 1. Motion to adjourn the meeting (Forner)** Mayor Cassinelli adjourned the meeting at 8:58 a.m.

Mike Cassinelli, Mayor

Holly Beller, Deputy City Clerk