

BURNING OF REFUSE

Section: 8.08.40

A. All burning of trash, except as provided in subsection (B) of this section, on private property or on the streets and alleys is prohibited. No garbage shall be burned. No cans, cartons, wrapping containing food or organic waste, hair, wool, rubber, plastic or any other substance which rubber, plastic or any other substance which would create fumes or odors shall be burned.

B. Subject to the conditions contained in subsection (C) of this section, open burning is permitted for the following purposes:

1. Disposal of fully dried weeds; and
2. Agricultural management, excluding timber, directly related to the growing or harvesting of crops.

C. Any open burning permitted under sub-section B of this section must be maintained under the following conditions:

1. The emission of smoke shall not be allowed to pass onto or across a public road or land strip such that a hazard is created by impairment of visibility;
2. No natural or synthetic rubber or petroleum product may be burned. For the purpose of frost control in agricultural operations, natural petroleum products may be burned;
3. Care must be taken to minimize the amount of dirt on the material being burned;
4. All burning allowed in subsection (B) of this section must take place between the hours of ten a.m. and four p.m. after an open burning permit as been obtained from the local office of the New Mexico Environment Department;
5. The material to be burned must be as dry as possible; and
6. The wind direction at the site of the agricultural burning must be such that the smoke will generally be carried away from areas of human habitation. (Ord, 1998-1 (part), 1998.