

ORDINANCE NO. 2026-003

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES
OF THE CITY OF NEW SHARON, IOWA, BY AMENDING
PROVISIONS RELATING TO SOLID WASTE CONTROL**

BE IT ENACTED by the City Council of the City of New Sharon, Iowa:

SECTION 1. SECTION MODIFIED. Section 105.05 of the Code of Ordinances of the City of New Sharon, Iowa, is repealed and the following adopted in lieu thereof:

SECTION 2. DELETED SECTION. The Code of Ordinances of the City of New Sharon, Iowa, is amended by deleting Section 105.05(4,6,8 &9), entitled OPEN BURNING RESTRICTED.

105.05 (4)- Deleting- Landscape Waste- The disposal by open burning of landscape waste originating on the premises. However, the burning of landscape waste produced in clearing, grubbing and construction operations shall be limited to areas located at least one fourth mile from any building inhabited by other than the landowner or tenant conducting the open burning. Rubber tires shall not be used to ignite landscape waste.

105.04 (6)- Deleting Residential Waste. Backyard burning of residential waste at dwellings of four-family units or less.

105.04(8)- Deleting pesticide containers and seed corn bags. The disposal by open burning of paper or plastic pesticide containers (except those formerly) containing organic forms of beryllium, selenium, mercury, lead, cadmium or arsenic) and seed corn bags resulting from farming activities occurring on the premises if burned in accordance with rules established by the State Department of Natural Resources.

105.04 (9)- Deleting Agricultural Structures- The open burning of agricultural structures if in accordance with rules and limitations established by the State Department of Natural Resources.

SECTION 3: AMENDING SECTION. The code of Ordinances of the City of New Sharon, Iowa, is amended by amending Section **105.04 (11) Variance**.

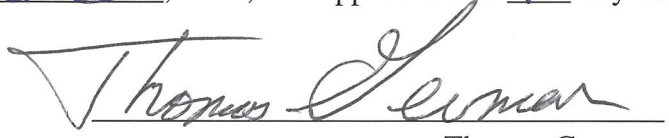
105.04 (11) Variance- Amending section 105.04 (11) Variance- Any person wishing to conduct open burning of materials not permitted herein may make application for a variance to the City council and the Director of the State Department of Natural Resources.

SECTION 4. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 5. SEVERABILITY CLAUSE. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 6. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval, and publication as provided by law.


Passed by the Council the 1 day of June, 2026, and approved this 1 day of June, 2026.


Thomas German,

Mayor
Attest:


Lisa Munn, City Clerk

I certify the foregoing was published as Ordinance No. 2026003 on the 6 day of June, 2026.


Lisa Munn, City Clerk