

EXECUTIVE ORDER

2020-08

April 2, 2010

Prohibiting Open Burning in the Town of Tiverton

WHEREAS, on March 9, 2020, the Honorable Gina M. Raimondo, Governor of the State of Rhode Island and Providence Plantations, issued Executive Order 20-02 declaring a state of emergency due to the outbreak of COVID-19; and

WHEREAS, the Town of Tiverton declared a municipal emergency on March 16, 2020 which was later ratified by the Tiverton Town Council; and

WHEREAS, local fire, rescue, and police are on the front lines of this pandemic and it is in the interest of the Town to preserve their health, strength, and attention on critical matters; and

WHEREAS, the practice of open burning unnecessarily may cause Tiverton’s first responders to devote time and resources to enforcement during the COVID -19 pandemic; and

WHEREAS, Rhode Island General Laws §§ 30-15-12 and 30-15-13, as well as the Home Rule Charter of the Town of Tiverton Article IV, Section 405 authorizes the President of the Town Council “to declare a state of emergency which shall be ratified by the Council as soon as circumstances permit” to protect the public health, safety, and/or general welfare of the Town; and

WHEREAS, Rhode Island General Laws 30-15-9 (1) permits the chief executive officer to suspend the provisions of any regulatory statute . . .if strict compliance with the provisions . . .would hinder or delay necessary acting in coping with the emergency.

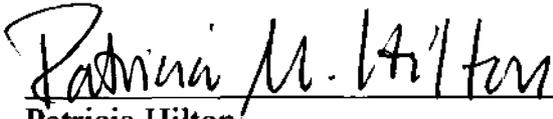
NOW, THEREFORE, I, Patricia Hilton, by virtue of the authority vested in me as the President of the Tiverton Town Council, pursuant to the Rhode Island General Laws and the Home Rule Charter of the Town of Tiverton do hereby order and direct the following:

1. The practice and permitting of open burning in the Town of Tiverton as authorized in Article II, section 42-31 et. seq. of the Code of Ordinances is temporarily suspended;
2. Recreational Cooking Fires as defined by Section 42-33 shall be allowed;

3. The Tiverton Fire Department shall not issue any permits for Open Burning until the Declaration of Municipal Emergency is legally ended or expires.

This Order shall take effect immediately upon execution and remain in full force and effect through April 9, 2020, and with the consent of the Town Council, it shall continue in effect and automatically renew for a period as authorized by that body.

So Ordered:



Patricia Hilton

Title: Town Council President, Town of Tiverton

Date: 4/6/2020