

**LEON COUNTY ORDINANCE NO. 2022-**

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF LEON COUNTY, FLORIDA, AMENDING CHAPTER 18 OF THE CODE OF LAWS OF LEON COUNTY, FLORIDA; REPEALING SECTION 18-142 ENTITLED BURNING; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Florida Forest Service has the power and authority to manage and enforce regulations pertaining to open burning in the unincorporated area of the County, including the open burning of yard trash and land clearing debris; and

WHEREAS, the Board desires to repeal Section 18-142 of the Code of Laws of Leon County, pertaining to open burning;

BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF LEON COUNTY, FLORIDA, that:

**Section 1. Amendments to Code.**

Section 18-142 of Article VI of Chapter 18 of the Code of Laws of Leon County, Florida, entitled "Burning," is hereby repealed in its entirety.

**Section 2. Conflicts.**

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, except to the extent of any conflicts with the Tallahassee-Leon County 2030 Comprehensive Plan as amended, which provisions shall prevail over any parts of this ordinance which are inconsistent, either in whole or in part, with the said Comprehensive Plan.

**Section 3. Severability.**

If any word, phrase, clause, section, or portion of this Ordinance is declared by any court of competent jurisdiction to be void, unconstitutional, or unenforceable, then all remaining provisions and portions of this Ordinance shall remain in full force and effect.

**Section 4. Effective Date.**

This ordinance shall have effect upon becoming law.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

DONE, ADOPTED AND PASSED by the Board of County Commissioners of Leon County, Florida, this 10th day of May, 2022.

LEON COUNTY, FLORIDA

By: \_\_\_\_\_  
Bill Proctor, Chairman  
Board of County Commissioners

ATTESTED BY:  
Gwendolyn Marshall Knight, Clerk of the Court  
& Comptroller, Leon County, Florida

By: \_\_\_\_\_

APPROVED AS TO FORM:  
Chasity H. O’Steen, County Attorney  
Leon County Attorney’s Office

By: \_\_\_\_\_