

Revised ORDINANCE NO. 83-1

ORDINANCE REGULATING THE BURNING OF COMBUSTIBLE AND
NON COMBUSTIBLE MATERIALS AND PROVIDING PENALTIES.

THE VILLAGE BOARD OF THE VILLAGE OF TONY DO ORDAIN AS FOLLOWS:

CONTROL OF FIRES

I. Purpose and Definition

1. It is hereby declared necessary in the interest of public safety and welfare that the setting of grass, field, rubbish, and other fires in the Village of Tony be regulated.
2. "Grass" as defined herein shall constitute grass, field, brush, or similar combustible material in its natural state.
3. "Rubbish" as defined herein shall constitute that class of combustible materials such as paper, cardboard, cartons, boxes, clothes, worn out furniture, lawn raking, fallen leaves, hedge trimmings, etc.
4. "Camp Fire" is defined as a fire in a Ring, Pit or wood. Used for cooking and/or pleasure.

II. Regulations

1. IN CASE OF EXTREME DRYNESS OR DROUGHT, THE ISSUANCE OR NON-ISSUANCE OF BURNING PERMITS WILL BE GUIDED BY DNR REGULATIONS AS APPLIED TO AREAS SURROUNDING THE VILLAGE OF TONY AT THAT PARTICULAR TIME. IN SUCH CASES, ALL OUTDOOR BURNING OF ANY KIND SHALL BE SUSPENDED AND EXISTING PERMITS SHALL AUTOMATICALLY BE CANCELLED UNTIL FURTHER NOTICE.

a. Grass Fires

1. Whenever the ground is not snow-covered, no person shall set a grass fire without having first secured a permit from the official in charge of fire permits for the Village of Tony. The permit shall state the name of the person applying for the permit and the location in which such fire is to be set. It shall be issued only to the owner, or his agent, (with written permission from the owner) of the premises on which the fire is to be set. No fee shall be charged for the issuance of such a permit.
2. The perimeter of an area of grass or brush fire must be at least fifteen (15) feet from any building, utility pole, overhead wires or any other combustible material, unless adequate supervision is provided.
3. Wind direction at time of fire shall be away from buildings and other combustible materials or structures, and the wind velocity shall be gentle (approximately not more than fifteen (15) miles per hour).
4. Burning permits are good for three (3) days, excluding Sundays and holidays, and burning will be permitted only between the hours of 5:00 p.m. and midnight - Central Standard Time, and 6:00 p.m. and midnight - Daylight Saving Time.
5. No person having set such a fire shall leave the same unattended until such fire is out - all fires are to be extinguished by midnight.
6. No burning is allowed on Sundays and holidays.

b. Rubbish Fires

1. The burning of rubbish as defined in I. 3 above will be allowed without a permit in accordance with the following stipulations:

- a. Burning of rubbish is allowed only when the wind velocity is gentle (approximately not than fifteen (15) miles per hour), and must be done between the hours of 5:00 p.m. and 9:00 p.m., except as, in the case of schools or other public ORDINANCE NO. 83-1

buildings, and the burning of rubbish may also be done at other regularly designated hours by obtaining a special permit from the official in charge of fire permits for the Village of Tony.

- b. Burning must be done in a container made of metal, masonry, or concrete, with proper covering, either by screening or 1" wire mesh.
- c. No rubbish fire shall be set on any public road or within fifteen (15) feet of any building or other combustible material.
- d. No person having set such a fire shall leave the same unattended until such fire is out.
- e. No burning is allowed on Sundays and holidays.

c. Non-Combustible Materials

1. The burning of materials is not readily combustible, such as garbage, oil substances. Asphalt, large plastic or rubber products, tires, car bodies, wire, or any other highly flammable materials which may emit heavy black smoke or toxic gases when burned IS PROHIBITED. Example: Milk jugs, cleaning supply containers, any plastic.

d. Burning of Razed Buildings

1. No materials from a razed building or structure shall be burned, except as provided in Section "e" hereof, and, in addition, the following regulations shall be observed:
 - a. The debris and materials from the building must be pushed in a pile located at least fifteen (15) feet from any building, fence, utility pole, overhead wires, or other combustible materials, unless adequate supervision is provided.
 - b. Inspection and approval of piles and materials to be burned must be obtained from the official in charge of the permits for the Village of Tony.

e. Burning of Standing Buildings

1. No building or structure shall be burned in place without permission from the official in charge of fire permits for the Village of Tony AND supervision of the burning by a fire department.

III. Penalties

1. Any person who shall violate, neglect or refuse to comply with the provisions of the foregoing ordinance, which by reason thereof shall require the services of the fire department, shall upon conviction thereof pay a forfeiture of fifty (\$50.00) dollars together with the costs of prosecution.

This ordinance shall be in full force and effect from and after its passage and publication.

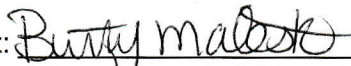
APPROVED

By:



Monte Groothusen, Village President

Attest:



Britney Mateski, Village Clerk