

ORDINANCE NO# 4.0303

AN ORDINANCE TO AMEND AND RE-ENACT ORDINANCE NO# 4.0303 OF THE CITY OF GLENBURN RELATING TO BONFIRES.

BE ORDAINED BY THE CITY COUNCIL AND MAYOR OF THE CITY OF GLENBURN, NORTH DAKOTA

AMENDED ORDINANCE 4.0303 Bonfires Prohibited

No person shall kindle, maintain or assist in maintaining any bonfire ~~or other exposed fire~~ within the City except under the written permit of the chief of the fire department under proper safeguards as he may direct. Permits may be granted only on condition that such permit carries an obligation on the part of the grantee to keep a sufficient safe control of said fire and to be responsible for all damages there from, and that all resultant embers shall be extinguished and the hot ashes removed or wet down at the close of said fire. **TO EXCLUDE The “City of Glenburn” under control and supervision of the fire department, may burn leaves and tree branches in late fall of each year. The burning site is designated a drop off point for leaves and trees for a residence in the City of Glenburn.**

TO INCLUDE:

4.0303.1 Recreational Fires

A recreational fire is an outdoor fire where the fuel or material being burned is in a covered, contained, outdoor fireplace, barbecue grill, fire pit, or in a container equipped with screens and spark arrestors and is used for pleasure, religious, ceremonial, cooking, warmth, or similar purposes.

A recreational fire has a maximum fuel area of three feet or less in diameter and two feet or less in height. A permit issued by the fire department is required for fires of a larger size or other use.

A recreational fire shall not be located within fifteen feet of structures or conditions such as dry grass, leaves, or combustible materials that will cause a fire to spread.

Recreational fires are not allowed during a declared fire ban or when the rangeland fire danger index is in the extreme category.

Only untreated wood with a recommended diameter of at least one inch may be burned. No brush, yard waste, trash, or rubbish is to be burned.

Recreational fires must be located on private property and have approval from all involved parties. Recreational fires are not allowed in easements or right of ways.

A cellular or portable phone or other means of reporting an emergency must be available for use. Recreational fires are not allowed when winds exceed fifteen miles per hour as determined by the weather channel.

Recreational fires must be attended until extinguished and a garden hose, dirt, water barrel, fire extinguisher, or other means of controlling and extinguishing the fire shall be available for immediate utilization.

Recommended hours for conducting recreational fires are 7:00 a.m. to 12:00 a.m.(midnight)
Any fire or police officer may withdraw permission to conduct a recreational fire due to climatic conditions such as extreme dryness, nuisance problems, or violations of these guidelines.

4.0601

PENALTY-VIOLATIONS OF THE FIRE PROTECTION AND PREVENTION CHAPTER

Any person who shall violate any provisions of this chapter or fail to comply therewith or who shall violate or fail to comply with any order made there under or who shall build in violation of any detailed statement of specifications or plans submitted and approved there under or any certificate or permit issued there under and from which no appeal has been taken or who shall fail to comply with such an order as affirmed or modified by the governing body or by a court of competent jurisdiction, within the time fixed herein, shall severally for each and every such violation and noncompliance respectively, be punishable by a fine of not more than one thousand dollars (\$1,000.00) or by imprisonment for not to exceed thirty (30) days or by both such fine and imprisonment. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue; and all such persons shall be required to correct or remedy such violations or defects within a reasonable time; and when not otherwise specified, each ten days that prohibited conditions are maintained shall constitute a separate offense.

First Reading November 7th, 2011.

Second reading December 5th, 2011

Mayor _____
Eric Folstad

Attest: _____
Donna Zeltinger, city auditor

City Seal