

ORDINANCE NO. 574

AN ORDINANCE AMENDING SECTION 9.14(1) OF THE CITY OF DELAFIELD MUNICIPAL CODE REGARDING BURNING REGULATIONS

The Common Council of the City of Delafield, Waukesha County, Wisconsin, does hereby ordain as follows:

SECTION 1: Section 9.14(1)(a)1 and 9.14(1)(a)2 of the Municipal Code are hereby amended to read as follows:

1. No Permit is Required
2. Exceptions: The following are permitted and not subject to requirements listed below, excluding (1)(h):
 - a. Outdoor Cooking.
 - b. Campfires.
 - c. Training for fire departments.

SECTION 2: Section 9.14(1)(c) of the Municipal Code shall be amended to read as follows:

- (c) *Location and requirements of non-contained and contained fires:*
 1. Piles of material or non-contained material being burned shall be at a distance of 50 feet from any structure, wood or lumber pile, wooden fence, trees or bushes; and provision shall be made to prevent the fire from spreading to such items; or
 2. Contained burning shall be in an approved burner located at least 25 feet from any structure, wood or lumber pile, wooden fence, tree, or brush.

SECTION 3: Section 9.14(1)(e) of the Municipal Code is hereby amended to read as follows:

- (e) *Supervision.* Open burning shall be constantly attended and supervised by a competent person at least 16 years of age until such fire is extinguished. This person shall have fire extinguishing equipment available.

SECTION 4: Section 9.14(1)(g)1 of the Municipal Code is hereby amended to read as follows:

1. When the wind velocity exceeds 9 MPH or local circumstances make the fire potentially hazardous. Local circumstances include, but are not limited to, thermal inversions, ozone alerts, and very dry conditions.

SECTION 5: Section 9.14(1)(g)7 shall be added to the Municipal Code and shall read as follows:

7. Burning shall not be permitted on any Federal holiday or the weekend associated with it. If the holiday falls on Tuesday, Wednesday, or Thursday there is no weekend associated with the holiday.

SECTION 6: Section 9.14(1)(h) is of the Municipal Code is hereby amended to read as follows:

- (h) *Emergencies.* Whenever because of extreme dryness or drought the Fire Chief shall deem it necessary to prohibit the setting of fires upon any land within the City, the Chief shall by proclamation declare an emergency and cause to be published in the official newspaper a notice forbidding the setting of fires within the City.

SECTION 7: EFFECTIVE DATE:

This Ordinance shall become effective upon passage and publication as required by law.

DATED: March 3, 2007

CITY OF DELAFIELD

By: _____ s/
Philip Schuman, Mayor

ATTESTED:

s/
Matt Carlson, City Administrator-Treasurer
Interim City Clerk

Dated Adopted: 2/19/07
Date Published: 3/15/07
Effective Date: 3/15/07