

6.03 **Open Burning.** (Adopted 11/11/96 published 11/20/96)

- (1) **Open Burning Prohibited.** No person, firm or corporation shall build any outdoor fire within the corporate limits of the Village of Poynette except as set forth in Subsection (2) of this Section. This prohibition on burning includes the burning of construction waste and debris at a construction site.
- (2) **Exceptions.**
 - (a) Outdoor cooking over a fire contained in a device or structure designed for such use;
 - (b) Controlled burning of grass or similar vegetation for environmental management purposes, with prior written approval of the Fire Chief or his designee.
 - (c) Ceremonial campfires or bonfires, with prior written approval of the Fire Chief or his designee.
 - (d) Controlled burning of dry leaves and other non-offensive dry yard debris, provided that such burning is:
 1. Monitored by a responsible person until the fire has extinguished itself completely;
 2. Conducted on days when excessive wind or atmospheric conditions will not result in danger to public health or safety;
 3. Located off the public street pavement or street gutter;
 4. Not used for covert incineration of offensive substances or materials;
 - (e) Other occasions of desirable outdoor burning not specified by this subsection, but not as an alternative to refuse removal or disposal of which other methods are available, may be granted single occasion approval as in subsection (b) and (c) above.
 - (f) Whenever approval and special permit are granted by the Fire Chief or his designee under (b), (c) or (e) of this Section, the permit may specify and be conditioned on observance of safety restrictions set forth therein.
 - (g) Controlled burning at State licensed waste facility by Village of Poynette public works crew.
- (3) **Chief May Prohibit.** The Fire Chief, or his designee, is permitted to prohibit any or all bonfires and outdoor rubbish fires when atmospheric conditions or local circumstances make such fires hazardous.

- (4) Burning On Streets. No materials may be burned upon any street, alley, curb, gutter or sidewalk.
- (5) No Burn Barrel Burning. No materials may be burned inside barrels.
- (6) Liability. Persons utilizing and maintaining outdoor fires shall be responsible for any liability resulting from damage caused by his or her fire.
- (7) Penalties. The penalty for violation of any provision of this section shall be a forfeiture of not less than \$25 nor more than \$100, together with the costs of prosecution.