

TOWN OF NEWTON  
BURNING ORDINANCE #31286

On March 12, 1986, the Town Board of the Town of Newton passed a Resolution which establishes a Town Burning Ordinance to be hereafter known and referred to as Town Ordinance #31286 as follows:

Whereas, Section 26.13(3) of the Wisconsin Statutes states:  
"Whenever the Town Board of any Township deems it imprudent to set fires upon any land within the Township, they shall post or cause to be posted in five public places in the Township, Notices, forbidding the setting of fires therein, and after the posting of such notices no person shall set fire upon any land in said Town except for warming the person or cooking food, until written permission has been received from one of the Fire Wardens of said Town."

Whereas, the escape of forest, brush or grass fires is a threat to human life, property and a heavy expense to the taxpayers and Township to control, then be it hereby resolved, by the Town Board of the Town of Newton, that no person shall set fire upon any land in said town without a written burning permit, except for warming the person or cooking food.

Be It Further Resolved, that any person setting a fire shall comply with the following requirements:

1. Before setting any fire, a burning permit shall be obtained from a person or persons designated by the Town Board.
2. No permit shall be required to burn rubbish in a barrel, trash can or other enclosed burner if a heavy screen or cover is used to prevent burning material or embers from blowing out.
3. Except as otherwise provided, any person who shall violate any of the provisions of this Ordinance shall, upon conviction of such violation, be subject to a penalty which shall be as follows:
  - (a) First Offense. Any person who shall violate any provision of this Ordinance shall, upon conviction thereof, forfeit not less than \$25.00 nor more than \$250.00, together with the costs of prosecution, and in default of payment of such forfeiture and costs of prosecution shall be imprisoned in the County Jail until such forfeiture and costs are paid, but not exceeding 30 days.
  - (b) Second and Continued Offense. Any person found guilty of violating any ordinance or part of an ordinance of this code who has previously been convicted of a violation of the same ordinance within one year shall, upon conviction thereof, forfeit not less than \$50.00 nor more than \$500.00 for each such offense, together with the costs of prosecution, and in default of payment of such forfeiture and costs shall be imprisoned in the County Jail until such forfeiture and costs are paid, but not exceeding 90 days.