

TOWN OF NEWTON
BURNING ORDINANCE #5813

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 Townships, 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.

NOW, THEREFORE BE IT 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. Only clean untreated wood, clean paper products and vegetation may be burned. Recycling and composting of those materials is strongly encouraged. Burning should be your last alternative.
3. Burning of plastic, garbage, asphalt, treated or painted wood, rubber or oily substances is prohibited.
4. No permit shall be required to burn 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.
5. Any fire allowed without a permit under Wisconsin Statutes 26.13(3) shall be contained in an earthen pit or other iron-non-combustible containment at least 4" deep and not more than 5' in diameter. Burnable materials shall be entirely inside above containment and shall not be piled more than 3' high.
6. Any fire allowed by permit shall be burned down to a point where only glowing embers remain at sunset.
7. No permits will be issued for Sundays or holidays except by permission of the Fire Department.

8. 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:

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|-----|----------------|----------|
| (a) | First Offense | \$25.00 |
| (b) | Second Offense | \$50.00 |
| (c) | Third Offense | \$100.00 |
| (d) | Fourth Offense | \$200.00 |

plus the applicable surcharges, assessments, and costs for each violation. In default of payment of such amounts such person shall be imprisoned in the County Jail until such amounts are paid but not exceeding 90 days.

9. No burning in the Town Dump by unauthorized kperson or persons.

This order becomes effective upon the posting of Special Fire Warning Notices and shall continue in effect.

Dated and passed by the Town Board of Newton this 8th day of May, 2013.

Kevin Behnke, Chairman

Roger Busse, Supervisor

Mark Knorr, Supervisor

ATTEST:

Barbara Pankratz, Clerk