

Town of Clinton

County of Barron

Burning ORDINANCE # 2016-1

Ordinance to regulate burning in the Town of Clinton, Barron County, State of Wisconsin.

Whereas, Section 26.13(3) of the Wisconsin Statutes states, "Whenever the town board of any Town located outside of a forest protection area deems it imprudent to set fires upon any land within the town, they shall post or cause to be posted in five public places in each town, notices, which shall be prepared by the fire department, or place one such notice in the official county paper, forbidding the setting of fires therein, and after the posting of such notices, no person shall set any fire upon any land in said town except for warming the person or cooking food, until verbal permission has been received from the person or persons designated by the town board.

WHEREAS, the escape of forest, brush or grass fires is a threat to human life and property and a heavy expense to the taxpayers and town to control.

Be it resolved, by the Town Board of the Town of Clinton, that no person shall set any fire upon a land in said town until verbal permission has been received, except for warming the person or cooking food.

Be it further resolved, that at any person setting a fire shall comply with the following requirements:

1. Before setting any fire, verbal permission shall be obtained from a person or persons designated by the town board.
2. The town board has designated the Almena Fire Chief, an Assistance Fire Chief.
3. After obtaining verbal permission from designated person or persons, the property owner is to notify the Barron County Sheriff's department.
4. No permit will be required to burn rubbish in a barrel, trashcan or other enclosed burner if a heavy wire screen or cover is used to prevent material or embers from blowing out.

Be it further resolved, the town board will enforce Wisconsin Statutes 26.14(5), (6), (7), (8), (9) (a), (9) (b), regarding the payment for damages.

Any person or persons, who violates this ordinance shall forfeit the outlined liability damages in the above-mentioned state statutes.

Enforcement and penalties

- 1) The town Chairman and the Fire Chief are authorized to enforce the provisions of this ordinance.
- 2) The penalty for the violation of any portion of this ordinance shall be a forfeiture of not less than one hundred dollars (\$100.00) for first offence plus the cost of suppression any subsequent offense will be not less than five hundred dollars (\$500.00) plus the cost of suppression.
- 3) Current minimum cost of suppression is one thousand dollars per hour (\$1000.00).

Attention property owners, it is the property owner's responsibility to notify, any tenant or tenants they have for the compliance with these rules.

If you do not have verbal permission, and do not notify the Sheriff's department, and someone calls in your fire, you will be charged for the fire call.

Fire should be controlled at all times; the property owner shall be liable for the cost of the fire suppression. In the event the property owner does not pay, the amount owed shall be placed on the tax roll of the property where the burning took place.

IF A FIRE BECOMES OUT OF CONTROL CALL 911 IMMEDIATELY.

This ordinance shall take effect upon the passage and posting as provided by law.

Adopted this

ATTEST: The Town Board, Town of Clinton, Wisconsin, passed this ordinance at a duly noticed and convened meeting held on 11/14/16

By order of the town board

Date: 11/14/16

/s/ Jim Gores

Jim Gores, Chairman

/s/ Melanie Miller

Melanie Miller, Clerk