

CITY CODE, CHAPTER 5, Nuisances and Offenses, Section 540 – Fires

The City Council of the City of Silver Bay ordains that Chapter 5 Nuisances and Offenses Section 540 – Fires, is amended as follows:

Section 540 – Fires

540.01 Permit Required. It shall be unlawful for any person to start, conduct, or allow any fire on any property within the city without a permit issued under this section except to fires contained in a charcoal grill, camp stove, or other similar device.

540.02 Recreational Fire.

Subd. 1 Definition. A fire not more than three feet in diameter and two feet in height used for pleasure, religious, ceremonial, cooking, warmth, or similar purposes contained within the border of a “recreational fire site” or fire ring.

Subd. 2 Requirements.

A. The requirements set forth in the Minnesota State Fire Code 2007 shall apply to all recreational fires. Such requirements are hereby incorporated herein by reference.

B. Recreational fires shall be conducted with an adult tending the fire at all times, extinguished completely before quitting the occasion; and respecting the weather conditions, neighbors, burning bans, and air quality so that nuisance, health or safety hazards will not be created, using dry, clean wood; producing little detectable smoke, odor or soot beyond the property line.

C. The City Council may establish additional permit conditions as it may consider necessary for health, safety, and the avoidance of nuisance conditions.

540.03 Open Burning.

Subd. 1 Definition. All other fires not otherwise contemplated by Subd. 1 are designated “open burning.”

Subd. 2 Requirements.

A. The provisions of Minnesota Statutes 88.16 - 88.171, as may be amended from time to time, regulating open burning are incorporated herein by reference.

B. The City Council may establish additional permit conditions as it may consider necessary for health, safety, and the avoidance of nuisance conditions.

540.04 Person designated to issue permits. The Fire Chief, or the Chief's designee for this purpose, is hereby authorized to issue permits under this section.

540.05 Permit Fees. The applicant shall pay a permit fee as established by the City Council. The fees for such permits shall be in an amount established by the City Council by resolution or ordinance.

540.06 Enforcement. The Fire Chief or other authority designated by the city is authorized to administer and enforce the provisions of this section.

Adopted by the City Council of the City of Silver Bay this 1st day of July, 2013

ATTEST:

Joanne Johnson, Mayor

Lana Fralich, City Administrator