TOWN OF BEAVER DAM
BURNING REGULATIONS
PERMITS NOT REQUIRED



## ARTICLE I. IN GENERAL

### Sec. 22-1. Penalty for violation of chapter.

Any person who shall violate any provision of this chapter shall, upon conviction, be subject to the provisions of section 1-9.
(Code 1998, § 5.03)

### Secs. 22-2—22-30. Reserved.

## ARTICLE II. OPEN BURNING

### Sec. 22-31. Prohibited.

(a) No person shall kindle, start, or maintain a fire in the open air within the boundaries of the town except as provided in sections 22-32 and 22-33.

(b) The following materials are not allowed to be burned in the town:

(1) Wet combustible rubbish such as wet cardboard or paper.

(2) Oily substances such as oily or greasy rags, oil filters, etc.

(3) Asphalt such as asphalt shingles or tarpaper.

(4) Plastics of any kind, including jugs and bottles.

(5) Rubber products, including tires and hoses.

(6) Food wastes or garbage not generated on a single-family residence property.

(7) Treated or painted wood.

### Sec. 22-32. Burning permitted; conditions.

Open burning is permitted with the following conditions:

(1) *Responsibility.* Anyone setting a fire in the town is solely responsible for the town's costs to suppress the fire if it becomes out of control and is civilly liable for all damage caused.

(2) *Burn barrels.* Burning in a burn barrel is permitted during daylight hours provided that:

a. The barrel is 55 gallons or smaller.

b. A mesh cover is placed on top of barrel to control sparks.

c. The area around the barrel is mowed.

(3) *Outdoor cooking.* Fires set for the purpose of outdoor cooking are permitted with the following conditions:

a. Wood or other nonexplosive fuel may be burned for the purpose of cooking or preparing foods, only under constant supervision, not nearer than ten feet to any building, in a substantial burner built of metal, concrete, or brick as approved by the town fire department.

b. Natural gas and propane outdoor appliances used for cooking shall be approved and installed in accordance with the manufacturer's specifications and UL listed. These cooking appliances shall not be used above the first floor level of any porch or deck attached to a building or structure.

(4) *Practice and instruction.* Fires set by the fire department for the practice or instruction of firefighters, instructing the public or testing of fire fighting equipment.

(5) *Federal requirements.* Practice fires, as defined by 29 CFR 1910.155(18), that satisfy all of the requirements of 29 CFR 1910.156, or hazardous materials response teams that satisfy all of the requirements of 29 CFR 1910.120, subject to the following:

a. Fires may be set for hand fire extinguisher training only.

b. The fire must be set on the property of the fire brigade or hazardous materials response team, in a container constructed of a noncombustible material, not exceeding one foot in height or eight cubic feet in volume, and the fire may be located no closer than 50 feet from any building, structure, or combustible material.

c. No fire under this subsection may be set between the hours of 12:01 a.m. and 7:00 a.m.

d. Notification of the proposed training fire shall be made to the chief of the fire department at least 24 hours in advance on a form prescribed by the department

(6) *Burning leaves in cemeteries.* Fires set for the purpose of burning leaves at cemeteries upon the notification of the intent to, and then obtaining the permission of, the fire department. A cemetery employee must be in constant attendance from the time the fire is ignited until it is totally extinguished.

(7) *Disposing of dangerous material.* Fires set by fire or law enforcement personnel for the purpose of burning explosives or dangerous material for which there is no other safe means of disposal.

(8) *Recreation.* Small bonfires used for recreation and roasting.

a. The fire shall be contained in a fire ring constructed of brick, stone, or metal, no larger than 60 inches outside diameter. It shall not be located closer than 20 feet to any building, structure, lumber, wooden fence, or woodpile. The time limit shall be between 11:00 a.m. until 11:00 p.m. Such fire shall be under constant supervision.

b. The fire ring shall extend upward a minimum of six inches above the landscaped ground level.

c. The maximum height of the wood fuel load for bonfires shall not exceed 30 inches above grade or the landscape.

d. Fuel for bonfires shall consist of dry wood only and shall not be ignited with flammable or combustible liquids.

e. Material for bonfires may not include rubbish, garbage, trash, any material made or coated with rubber, plastic, leather, or petroleum-based materials and may not include any flammable or combustible liquids.

(9) *Nuisance.* At no time shall the smoke or heat created by burning under subsections (1), (2), (3), (5), (6), and (7) of this section be an annoyance or discomfort to the neighborhood or the traveling public. Upon any complaint being made to the above, the fire shall be declared a nuisance and ordered extinguished immediately.

(10) *Welding or other applications.* Open burning will be allowed for small open flames for welding, acetylene torches, safety flares, and heating tar or similar applications.

**Sec. 22-33. Burning of materials with permission from fire department.**

The following may be burned after calling the town fire department for permission to burn (telephone number: 920-887-4609):

(1) Leaves, plant clippings, brush, small quantities of dry combustibles such as paper, cardboard, and/or clean untreated wood.

(2) The responsible burning of ditches and fence lines located on private property.

(3) The following guidelines need to be practiced with the burning of materials in subsections (1) and (2) above:

a. Burn early or late in the day when the temperature is lower, the humidity higher, and when winds are calmer.

b. There is an adequate firebreak around the items to be burned.

c. The fire is totally extinguished before leaving unattended.

**Sec. 22-34. Composting.**

Composting is the desired and encouraged method of disposing of waste.