

**ORDINANCE NO: 2014-4700-07**  
**REGULATING BURNING**

**THE CITY COUNCIL OF THE CITY OF BELGRADE ORDAINS:**

**Section 1: Purpose-**

The City Council determines that unregulated burning within the City has an adverse effect upon the City residents' health, comfort, repose and property and specifically finds that unregulated burning:

**Subd. 1:** Increases the risk of destruction of Personal property and structures;

**Subd. 2:** Increases air pollution and affects the health of residents, primarily those suffering from asthma and other respiratory ailments;

**Subd. 3:** Causes annoyance by smoking drifting onto adjacent properties;

**Subd. 4:** Increases the potential for injury by creating a nuisance attractive to children;

**Subd. 5:** Causes soot and odor to adjacent property.

As a result, City Council enacts this Ordinance restricting fire ignition and maintenance and other burning that may occur within the City.

**Section 2: Definitions-**

As used in this Ordinance, the following terms shall be defined as follows:

**Subd. 1: Attendance of Fires-** Means any fire this Ordinance authorizes shall be constantly attended by a competent person until the fire is extinguished. This person shall have a garden hose connected to the water supply or other fire extinguishing equipment readily available for use.

**Subd. 2: Campfire-** Means a fire set for cooking, warming, recreational or ceremonial purposes within a recreational fire site, such as a fire ring, fire pit, chimney or outdoor fireplace, which fire is not more than three (3) feet high, not more than three (3) feet wide, and which has had the ground within ten (10) feet from the fire ring's base cleared of all combustible materials.

**Subd. 3: Commissioner-** Means the Commissioner of Natural Resources.

**Subd. 4: Open Fire or Open Burning-** Means a fire that is not contained within a fully enclosed fire box or structure from which the products of combustion are emitted directly to the open atmosphere without passing through a stack, duct, or chimney.

**Subd. 5: Owner-** Includes a person owning the fee title to any real property or the person occupying real property pursuant to a leasehold interest in it.

**Section 3: Open Burning Prohibited-**

Except as otherwise provided herein, open burning in the City shall be unlawful without the City Council's prior written permission or proper permit from the DNR with Fire Chief's verbal/written approval.

**Section 4: Prohibited Materials-** No fire within the City limits of the City of Belgrade shall contain the following materials:

- Rubber

- Plastic
- Chemically treated materials (including treated lumber)
- Tires
- Railroad Ties
- Tar paper
- Insulation
- Sheetrock
- Wiring
- Paint or Paint filters
- Oil
- Hazardous wastes
- Industrial solid waste
- Demolition debris
- Salvage operations
- Motor vehicles
- Leaves
- Garbage
- Large amounts of cardboard

**Section 5: Burning Bans-**

No open burning shall occur at any time a state, county, or local authority declares a burning ban.

**Section 6: Exceptions-**

The following shall be permitted in the City without a permit:

**Subd. 1:** Campfires with proper attendance, using clean, dry wood products producing little smoke beyond the property line and started with small amounts of paper or charcoal and charcoal lighter fluid;

**Subd. 2:** Fire contained in a charcoal grill, camp stove, or other cooking or heating device;

**Subd. 3:** A fire contained within a building or structure to provide heat to the structure's interior or to prepare food;

**Subd. 4:** Fires ignited for fire training as defined by Minn. Stat. §88.17, Subd. 3 (a), as amended, pursuant to a special permit granted by the local fire warden or other authorized state, county, or local authority.

**Section 7: Fuel Materials-**

Fuels for all permitted fires shall consist of dry, clean timber and forest products cut to fit within the recreational fire site or other container, or kerosene, fuel oil, charcoal or natural gas if the fire is contained in a stove or fire box designed for ignition with that substance.

**Section 8: General Regulations Regarding Permitted Fires-**

**Subd. 1:** No person shall ignite or maintain a fire upon another's land without the owner's permission.