

ORDINANCE NO. ____, THIRD SERIES

**CITY OF ORONO
HENNEPIN COUNTY, MINNESOTA**

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES
PERTAINING TO RECREATIONAL FIRES**

THE CITY COUNCIL OF ORONO ORDAINS:

SECTION 1. Section 58-156 shall be amended by deleting text to read as follows:

Open burning means the burning of any matter if the resultant combustion products are emitted directly to the atmosphere without passing through a stack, duct or chimney. Open burning includes ~~recreational fires, small brush disposal fires~~ of any size, ~~and large brush disposal fires~~, fires for fire department training purposes, and fires for maintenance of native prairie areas.

SECTION 2. Section 58-156 shall be amended by deleting text to read as follows:

Sec.58-188. - Permit process for open burning.

(a) Upon receipt of the completed open burning permit application and permit fee, a city staff person shall determine that the requirements for open burning under this article are satisfied. Thereafter, a permit may be issued.

~~(b) Recreational fire inspection requirements include an inspection of the burn site by city staff before a permit is issued. Reinspection of the site is not required before conducting each burn within the permit time limits.~~

~~(b) (c) Small and large brush disposal fires, fire department training fires, and native prairie restoration fires~~ Open Burning inspection requirements include an inspection of the initial burn site by city staff before a permit is issued. Reinspection of the site is required before conducting any additional burns within the permit time limits.

~~(c) (d)~~ Notification requirements include notifying the police department for any open burn, ~~including recreational fires~~. For small and large brush disposal fires, fire department training fires, and native prairie restoration fires, in addition to notifying the police department, the fire department having jurisdiction must also be notified.

SECTION 3. Section 58-190 shall be amended by adding text to read as follows:

Sec. 58-190. - Purposes allowed.

Open burn permits may be issued only for the following purposes:

- (1) Elimination of fire or health hazard that cannot be abated by other practical means.
- (2) Ground thawing for utility repair and construction.
- (3) Disposal of vegetative matter for managing forest, prairie or wildlife habitat, and in the development and maintenance of land and rights-of-way where chipping, composting, landspreading or other alternative methods are not practical.
- (4) Disposal of diseased trees generated on the site, diseased or infected nursery stock, diseased beehives.
- ~~(5) Recreational fires for recreational, ceremonial, food preparation or social purposes.~~

(6) Fires for the purpose of fire department training. Fires for training purposes require a permit from the state pollution control agency and the city.

SECTION 4. Section 58-191 shall be amended by adding text to read as follows:

Sec. 58-191. - Time period for permits.

Open Burning permits ~~Permits for recreational fires are valid for one year from the date of issuance.~~
~~Permits for all other fires~~ are valid for 60 days from the date of issuance.

SECTION 5. EFFECTIVE DATE: This ordinance shall take effect immediately upon its passage and publication.

ADOPTED this _____ day of _____, 2017 on a vote of __ ayes and __ nays by the City Council of Orono, Minnesota.

ATTEST:

Diane Tiegs, City Clerk

Dennis Walsh, Mayor

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