

CITY OF GRAYLING – CODE OF ORDINANCES

THE CITY OF GRAYLING ORDAINS:

ORDINANCE 2009-04

CHAPTER 16

ARTICLE V – OUTDOOR BURNING

Section 1. Definitions

(a) The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

1. Commercial District means any district zoned to allow businesses to participate in commercial activities.
2. Garbage means waste resulting from processing, handling, preparation, sale or consumption of food.
3. Household Waste means paper products including newspapers, cardboard, or containers used in a domestic setting.
4. Nuisance is when burning gives off foul or obnoxious odors or a dense smoke and negatively affects anyone or the property of anyone in the vicinity thereof.
5. Person means any legal entity, including an individual, corporation, or association.
6. Recreational Fires (camp fires) means a fire for purposes of cooking or viewing for recreation. Fires shall be physically contained in an area less than four foot in diameter, be attended at all times, and comply with this article.
7. Smudge Fire means burning of wet combustibles that emits dense smoke.
8. Trash means all waste material, refuse, and other debris from a domestic or commercial facility.
9. Yard Debris means leaves, twigs, and branches.

Section 2. Allowed Burning

1. Recreational fires in residential districts in a container with a cover, defined containment, fireplace, or fire pit. All materials burnt must be natural and not treated with any form of preservative including resins or formaldehyde. All fires must be located at least ten (10) feet away from other combustibles. No fires allowed under this subsection shall exceed four feet in height or four feet in diameter from any two opposing points.
2. Barbecue grilling using charcoal, propane, or natural gas.
3. With City Manager approval, employees of the Department of Public Works or the Fire Department may conduct controlled burning.

4. New construction wooden debris that is not treated with any preservatives including resins or formaldehydes on lots with over 150 feet in width and an area over 18,000 square feet. All fires must be located at least ten (10) feet away from other combustibles.
5. Tree or bush trimming debris on lots with over 150 feet in width and an area over 18,000 square feet. Fires can not exceed ten (10) feet in radius or ten (10) feet in height.
6. Outdoor wood furnaces where allowed by ordinance.
7. Burning in commercial or industrial districts within State approved incinerator or as otherwise provided for within this ordinance.

Section 3. Prohibited Burning

1. Garbage, trash, building demolition debris, yard debris, leaves, or lawn clippings.
2. Any substance that causes dense smoke, emits foul or obnoxious odors, emits hazardous by-products, or toxic by-products.
3. Use of a barrel to burn household waste.
4. Smudge fires.
5. In any area within 30 feet of a street or building except for recreational fires.
6. Any outdoor burning not provided for within.

Section 4. Violation Penalty

1. Any person violating any provisions of this article shall be guilty of a civil infraction and shall be punishable by a fine
2. If it becomes necessary to summon the fire department for extinguishing an illegal burn, the city will impose a fire run fee of \$1,000.00.

Section 5. Severability

1. The provisions of this ordinance are severable and the invalidity of a particular provision shall not invalidate any other provisions.

Section 6. Effective date

1. This ordinance shall be effective 10 days after publishing.

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