

VILLAGE OF SARANAC, COUNTY OF IONIA, STATE OF MICHIGAN

ORDINANCE NO. 02-80

AN ORDINANCE PROHIBITING OPEN BURNING IN THE VILLAGE OF SARANAC.

THE VILLAGE OF SARANAC ORDAINS:

Section 1. No open burning shall be allowed unless a permit has been obtained from the Fire Chief. If allowed, all burning shall be carried out in accordance with the Fire Code. The following burning uses are permitted without a permit:

- (A) The burning of wood, charcoal, coke or other acceptable fuel for the preparing of food in any form in an approved container or utensil while being used in a safe and sanitary manner.
- (B) Outdoor recreational fires provided all of the following conditions are met:
 - 1) Fires are attended to at all time by an adult
 - 2) Only clean wood products are used
 - 3) The fire is contained within a metal or masonry container located not less than fifteen (15) feet from any building and not less than five (5) feet from an adjoining property line
 - 4) In the event the container or pile exceeds five (5) feet in diameter, a permit is obtained from the Fire Chief
- (C) The use of approved gaseous or liquid-fired heaters commonly employed in conjunction with building and construction operations when being used in accordance with accepted safety standards.
- (D) Roofer, plumbers, tinnerns or other mechanics pursuing a business requiring the use of fire, or for the purpose of boiling tar, pitch or oil used in the course of an appropriate business or trade and while being used in a safe and sanitary manner.

Section 2. The following types of open burning are NOT permitted within the Village of Saranac:

- (A) Open burning of leaves, yard clippings or brush.
- (B) Open burning within the road right of way.

- (C) Open burning of excess construction or demolition materials.
- (D) Open burning of garbage or refuse.
- (E) Open burning of vehicles or parts thereof.
- (F) Open burning of any materials at residential, multiple family, commercial, or industrial sites, whether on the ground or in a container.

Section 3. The Fire Chief shall have the power to prohibit and suspend all open burning for reasons including, but not limited to, poor air pollution index, atmospheric conditions, wet conditions, dry conditions or other conditions which might increase the hazards of burning and the combination of any of the factors as stated.

Section 4. A violation of this Ordinance is hereby declared a municipal civil infraction. As such, a violation of this ordinance shall result in the imposition of a civil fine, of not less than Seventy Five and No/100 Dollars (\$75), plus costs, expenses and damages and/or other equitable relief all as set forth at MCLA 600.8701 et seq. as amended.

Section 5. EFFECTIVE DATE. This Ordinance shall become effective upon the earlier of the date of publication or twenty days following its adoption.

Section 6. REPEAL. Ordinance No. 58, as amended, is hereby repealed upon the effective date of this Ordinance.

The aforesaid Ordinance was considered by the Saranac Village Council on March 18, 2002 and a vote held thereon.

YEAS: 6

NAYS: 0

ABSENT: 0

ORDINANCE DECLARED ADOPTED.

Village President

Village Clerk

CERTIFICATION

I, Pamela E. Masterson, being the Clerk of the Village of Saranac do hereby certify that the foregoing is a true and correct copy of the Village of Saranac Ordinance NO. 02-80, passed on the 18th day of March 18, 2002. Further, I certify I caused the same to be published in the Sentinel-Standard, Ionia, Michigan, within (15) days after adoption by the City Council of the Village of Saranac, pursuant to the Village of Saranac Charter.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 18th day of March, 2002.

Date: _____

Village Clerk