

ORDINANCE RELATING TO OPEN OUTDOOR BURNING

WHEREAS, the Town Board wishes to promote the safety and welfare of the Town of the Sherman, Sheboygan County, Wisconsin, by reducing fire hazards of open outdoor burning.

NOW THEREFORE, the Town Board of the Town of Sherman, Sheboygan County, Wisconsin, DO ORDAIN AS FOLLOWS:

SECTION 1: Open Outdoor Burning is defined as any fire that is not contained within a device or structure designed for such uses as cooking devices, outdoor furnaces, campfire pits or burn barrels.

SECTION 2: Open Outdoor Burning includes Controlled burning of grass or similar vegetation for environmental management, dry leaves, dry yard debris or clean wood is permitted provided such burning is:

1. With prior notification of Sheboygan County Dispatch non-emergency number 920-459-3112.
2. Monitored by a responsible person until the fire is extinguished itself completely.
3. Conducted on days when excessive wind or atmospheric conditions will not result in danger to public health or safety.
4. Located outside of any street, road or highway right-of-way, easements or areas dedicated for such purposes.
5. Located at least thirty (30) feet from neighboring residence.
6. Not used for covert incineration of offensive substances or materials.

SECTION 3: Liability. Persons utilizing and maintaining outdoor fires shall be responsible for any liability resulting from damage caused by the fire and/or the violation of this section, including, but not limited to all costs associated with the fire department or departments responding to the fire call.

SECTION 4: Buildings or Structures. An existing building or structure may be burned by the appropriate Town of Sherman Fire Department as necessary for practice and instruction of firefighters or testing of firefighting equipment within DNR regulations, if the fire department feels it is safe and useful for training exercises. Costs associated with such burn shall be paid by the owner of the property, whether fees, test results, removal of product, or loss.

SECTION 5: Enforcement and Penalties. The town Chairperson, or designee, are authorized to enforce the provisions of this ordinance. The penalty for violation of any portion of this ordinance shall be listed in the schedule of fees. Penalties shall be doubled for second and subsequent offenses.

This ordinance is effective on August 9, 2022. The town clerk shall properly post or publish this ordinance as required under s. 60.80, Wis. Stats.

Adopted this 2 day of August 2022

William Goehring William Goehring, Town Chair

Kris Klein Kris Klein, Town Supervisor

Patricia Horne Patricia Horne, Town Supervisor

James Fahney James Fahney, Town Supervisor

(absent) Howard Mitchell, Town Supervisor

Attest: Rhonda J. Klatt Rhonda J. Klatt, Town Clerk