



ORDINANCE NO. 7

v1.2

AN ORDINANCE REGULATING THE SETTING AND CONTROLLING OF THE FIRES WITHIN THE CITY OF PINE SPRINGS

The City Council of the City of Pine Springs, Washington County, Minnesota does ordain:

Whereas, indiscriminate and careless setting of grass and other fires and failure to control them endangers the safety of persons and property.

Section 1.

- a) No person shall start or allow to burn any outdoor fire for any purpose during any period which the City Council has designated as hazardous.
- b) The City Council may designate a period as hazardous for outdoor fires by resolution which shall be published in the manner prescribed by law. (See RES.63-2 note on page 2)
- c) During such hazardous periods no outdoor burning shall be done unless a permit has first been obtained from the Mayor, City Clerk or trustee of the City. The applicant shall furnish, and the permit shall show, the applicant's name and address and the name and address of the owner of the property where the burning is proposed, street address and legal description of such property, and the day and time of the proposed burning. No fire shall be started or continued at such times or in such places as to constitute a menace or danger to the property or safety of persons starting the fire or adjacent thereto.

Section 2.

Except when burning is prohibited without a permit as designated in Section 1 hereof any person starting or allowing to burn any fire shall follow the rules set forth below.

- a) Ordinary rubbish burning on residential property must be done in a burner which is so constructed as to prevent flying ashes or embers, and wire type burners are not authorized. Such burners shall be located on the owner's land so as not to constitute a menace or a nuisance to adjoining property owners, and such burners shall be used only at reasonable times and in reasonable manner.
- b) Any outdoor fire not in an incinerator, once kindled, must be kept under immediate personal and constant supervision and control of the person starting such fire until it is extinguished.
- c) No leaves or other combustible material shall be burned nor shall any fires be started on the surface of any bituminous, asphalt or oil treated roadway at any time.
- d) No fire of any kind shall be started or continued at such times or in such places as to constitute a menace or danger to the property of others or to the property of the person starting such fire.

Section 3.

Any person who violates the provisions of this ordinance shall be guilty of a misdemeanor punishable by a fine as defined in the "PENALTIES – Setting/controlling fires" section of the City Ordinance Fee Schedule or imprisonment up to 30 days or both.

Section 4.

This ordinance shall take effect and force from and after its passage and publication.

Passed by the City Council of Pine Springs, this 2nd day of April, 1963.

Stanley Herlick, (signature)
Mayor

Attest:
Richard Zietlow, (signature)
Clerk

Notes:

- These changes shown below are not reflected in the text of this ordinance.
- This ordinance was adopted by Resolution 63-2 in a Council Meeting on Apr 2, 1963.
- A separate resolution, as depicted below, defining the hazardous period mentioned in Section 1.b of this ordinance, was filed for publication later that month on Apr 18, 1963 along with the ordinance.

RESOLUTION

“WHEREAS, the fire chief of the Town of Lincoln, Washington County, Minnesota, has reported an increased number of grass and other fires within the town, and

WHEREAS, said fire chief has recommended that the City Council declare the period from the present date through May 31 and from September 1 through November 1 as hazardous,

NOW, THEREFORE, BE IT RESOLVED, that the City Council of Pine Springs, Washington County, Minnesota, hereby declare the period from April 1 through May 31 and September 1 through November 1 as hazardous, and hereby order the kindling and maintaining of fires restricted as in such case provided by ordinance.”

- The hazardous period was further affirmed by reference in the Council Meeting Minutes on Apr 7, 1964 as follows:

“Ordinance number 3 and 7 covering fire protection and fire hazards were discussed and the resolution of ordinance number 7 was interpreted to mean that the fire hazard dates of April 1 thru May 31 and Sept 1 thru Nov 1 would continue to remain in effect until changed by another resolution.”

Revision History

Ver.	Changes	Date Changed
1.0	Adopted by the City Council	Apr 2, 1963
1.0	Revised by Council Resolution to be published along with the Ordinance	Apr 18, 1963
1.0	Hazardous period reaffirmed in Council Meeting Minutes	Apr 7, 1964
1.1	Amended by Ordinance 26	Nov 10, 2020
1.2	Amended by Ordinance 27	Dec 8, 2020