

ORDINANCE NO. 226-15

AN ORDINANCE TO AMEND AND REENACT SECTION 6-0103 OF THE REVISED ORDINANCES OF 2004 OF THE CITY OF MAPLETON, NORTH DAKOTA, RELATING TO OPEN BURNING.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MAPLETON, NORTH DAKOTA:

SECTION 1. Section 6-0103 of the Revised Ordinances of 2004 of the City of Mapleton is hereby amended and reenacted to read as follows:

6-0103. **MODIFICATION OF INTERNATIONAL FIRE CODE.** The International Fire Code is hereby changed and amended as follows:

1. Chapter 33. Fireworks - Section 3301.1.3 is amended by deleting subsection 4. No sales of fireworks in the commercial and industrial areas of the City of Mapleton can be located within 200 feet of any residential lot, or in any other location which the Fire Chief determines may create a hazardous condition. Any individual desiring to sell fireworks in the City of Mapleton must first obtain a permit from the City of Mapleton. No such permit will be granted if the building is located within 200 feet of any residential lot or in a location which the Fire Chief determines may cause a hazardous condition.
2. Chapter 3 - General Precautions Against Fire - Section 307 is amended by deleting Sections 307.1, 307.2, 307.2.1, and 307.3. A person shall not kindle or maintain or authorize to be kindled or maintained any open burning unless conducted in accordance with this section. Open burning is prohibited except as set forth below:
 - a. Burning may only occur within an approved manufactured device or structure which ensures that the fire will be contained and will not escape from the device. Approved devices include manufactured fire rings, outdoor fireplaces, and outdoor burning stations. Approved devices do not include burning barrels, old recycled wheels, other iron or junk materials, unless otherwise permitted by this ordinance.
 - b. A fire extinguisher must be maintained a minimum of 15 feet from any fire permitted under this section.
 - c. Only clean and dry wood may be burned. It is strictly prohibited to burn leaves, yard waste,

rubbish, railroad ties, tires, plastic, or other debris.

- d. Burning barrels are not permitted.
- e. Bonfires are not permitted.
- f. All fires must be maintained and supervised by an adult at all times. Any fire discovered not maintained and supervised by an adult must be extinguished, and the property upon which the fire has been maintained will be specially assessed the cost of such extinguishment.
- g. Any fire permitted under this section must be contained in an approved structure located not less than 25 feet from any and all structures.
- h. All fires must be maintained so as not to become a nuisance by producing excess smoke which injures or disturbs the use and enjoyment of neighboring properties.

SECTION 2. Effective Date. This ordinance shall be in full force and effect from and after the date of its final passage and publication.



Mayor of the City of Mapleton,
North Dakota

ATTEST:



City Auditor

Date of First Reading: December 1, 2015

Date of Second Reading: January 5, 2016

Date of Publication: January 13, 2016