

**TOWN OF LaGRANGE
BURNING AND FIRE ORDINANCE**

The town board of the Town of LaGrange, pursuant to the provisions of Wisconsin Statute §26.13, 60.555 and Chapter 60 generally, do ordain as follows:

I. ADMINISTRATIVE CODE PROVISIONS ADOPTED

The provisions of Wisconsin Administrative Code Section ILHR Sections 14.01 through 14.27 as same exist as of the date of the passage of this ordinance are adopted by the Township of LaGrange except as same may be modified amended or added to as set forth below.

II. SETTING FIRES AND OPEN BURNING WITHIN THE TOWN OF LaGRANGE

No person shall set any fire upon any land in the Township of LaGrange except for the purpose of the warming the person or cooking food without first obtaining a burning permit unless such fire is contained in an approved container. No permit shall be issued which would allow open burning between the hours of 6:00 p.m. and 6:00 a.m.

III. PERMIT PROCEDURE

All applications for a burning permit shall be submitted to the Lauderdale-LaGrange Fire Department fire chief or his designee. Such permit shall in no event be valid for more than two consecutive twelve hour days (6:00 a.m. to 6:00 p.m. only). Any permit issued shall be specific as to the location of the permitted burning and the times within which such burning shall occur. Said permit shall not be valid unless signed by the fire chief or said chief's designee.

IV. RESPONSIBILITY

No person shall set any fire or permit or allow any such burning as is regulated herein without being in possession of a valid burning permit issued pursuant to the terms of this section. No burning permit shall be transferable. The person setting any fire, as contemplated herein, shall be in possession of the permit, and only the person named on the permit shall be allowed to set the fire. The person setting the fire and conducting the burning shall be in possession of the permit at all times and shall be physically present at the scene of the fire at all times. Said permit shall

not be located away from the person named in the permit and said permit shall be immediately produced upon the request of any fire officer designated by the Lauderdale-LaGrange Fire Department. Only the originally issued permit shall be valid; no carbons or photocopies of permits shall be valid.

V. ENFORCEMENT

This ordinance shall be enforced by any persons designated by the town board of the Town of LaGrange and in addition shall specifically be enforced and enforceable by the fire chief of the Lauderdale-LaGrange Fire Department and such chief's designee(s). Said chief or the chief's designee has the authority to immediately issue a citation at the site of any fire set within the Township of LaGrange if the terms of this ordinance have not been complied with. The fire chief or the chief's designee is authorized to revoke any permit at any time when in the judgment of the chief or the chief's designee such revocation is necessary.

VI. CITATION AND PENALTY

Any person violating this ordinance, including the administrative code provisions adopted above, shall be subject to a fine of not less than \$100 nor more than \$500 per incident. A citation charging said amount to any individual violating the terms of this ordinance shall be issuable by the fire chief or the chief's designee. Any such citation shall designate the amount of such fine and the place of payment of such fine. In addition to such citation procedure the township may bring an action against any person violating the ordinance by any other legal process designed to enforce the terms of this ordinance. All fines received as a result of this ordinance shall be placed in a fund to be used for the acquisition of equipment for the fire department providing fire protection services to the town.

VII. LIABILITY FOR DAMAGES

Any person setting any fire in the Township of LaGrange or assisting in the setting of said fire or permitting or causing any said fire to be set, whether set pursuant to the terms of this ordinance or not, shall be responsible for any and all damages caused as a result of the fire set and shall not be exonerated or immunized from such responsibility as a result of having obtained a permit.

VIII. EFFECTIVE DATE

This ordinance shall be effective upon passage and publication as required by law.

Dated this 8TH day of AUGUST 1994.

Neal J. Hedzic
Supervisor CHAIRMAN

Dennis J. Paine
Supervisor

Robert A. Miller
Supervisor

Supervisor

Walter H. Haines
Supervisor

Attest:

Elizabeth L. Surala
Town Clerk

Published this 17TH day of AUGUST 1994.