

From and after the effective date hereof, except as herein otherwise provided, open burning shall be prohibited within the city. (Ord. 794, 6-5-2000)

5-4-4: EXEMPTIONS:

Open burning of the types, and subject to the conditions, as hereinafter stated, shall be exempt from the prohibition of section [5-4-3](#) of this chapter:

(A) Campfires and recreational fires.

(B) Fires under managed supervision for which a burning permit has been obtained from the city and, where required by state law, from the department of natural resources, but limited to the following:

1. Fires purposely set for the instruction and training of public and industrial firefighting personnel.
2. Fires purposely set for forest and game management purposes.

(C) Exemption to conduct fires under this section does not excuse a person from the consequences, damages or injuries which may result therefrom nor does it exempt any person from regulations promulgated by the Minnesota pollution control agency or any other governmental unit exercising jurisdiction in matters of pollution or fire hazard regulation.

(D) Fire training permits can only be issued by the Minnesota department of natural resources (DNR) forest officers.

(E) No fire may be allowed to smolder with no flame present. (Ord. 794, 6-5-2000)

No person shall start or allow any open burning on any property in the city, including campfires and recreation fires, without first having obtained an open burning permit. (Ord. 794, 6-5-2000)

Open burning permits shall be obtained by making application on a form prescribed by the department of natural resources (DNR) and adopted by the city. The permit application shall be

presented to that city staff person designated by the city administrator for reviewing and processing said applications. (Ord. 794, 6-5-2000)

The open burning permit is subject to revocation at the discretion of a DNR forest/conservation officer, the city fire chief or the city fire marshal. Reasons for revocation include, but are not limited to: a fire hazard existing or developing during the course of the burn, any of the conditions of the permit being violated during the course of the burn, pollution or nuisance conditions developing during the course of the burn, or a fire smoldering with no flame present. (Ord. 1192, 3-2-2010)

No open burning will be permitted when the city or DNR has officially declared a burning ban due to potential hazardous fire conditions or when the Minnesota pollution control agency "MPCA" has declared an air quality alert. (Ord. 794, 6-5-2000)