

**TOWN OF LIBERTY
MANITOWOC COUNTY, WISCONSIN**

ORDINANCE NO. 2007-3

**AN ORDINANCE TO REGULATE
SOLID FUEL-FIRED OUTDOOR HEATING DEVICES**

The Town Board of the Town of Liberty, Manitowoc County, Wisconsin, pursuant to its village powers, for the public health and safety, do ordain as follows:

Section 1. DEFINITIONS.

1.1 “Person” means an individual, partnership, corporation, limited liability company, limited liability partnership, government, association, organization, or any other entity.

1.2 “Solid Fuel-Fired Outdoor Heating Device” means an outdoor device, equipment, or structure, or any part thereof, designed for solid fuel combustion to produce heat or energy used as a component of a heating system providing indoor heat, including, but not limited to, combination fuel furnaces or boilers which burn solid fuel.

1.3 “Stacks” or “chimneys” means any vertical structure enclosing a flue or flues that carry off smoke or exhaust from a solid fuel-fired outdoor heating device; especially that part of such structure extending above a roof.

Section 2. REGULATION. A solid fuel-fired outdoor heating device may be installed, operated, and maintained in the Town of Liberty, Manitowoc County, Wisconsin only in accordance with the following provisions:

2.1 All solid fuel-fired outdoor heating devices shall meet emission standards required by the Environmental Protection Agency (EPA) which are incorporated herein by reference, together with all amendments or modifications made thereto.

2.2 All solid fuel-fired outdoor heating devices shall be installed, operated, and maintained in strict conformance with the manufacturer's instructions and all other applicable local, state, and federal standards.

2.3 All solid fuel-fired outdoor heating devices shall be installed by contractors qualified to install the device in accordance with all codes and manufacturer's guidelines.

2.4 All solid fuel-fired outdoor heating devices shall use as fuel only natural untreated wood or other solid fuel specifically permitted by the manufacturer such as corn or other pellets specifically designed for the solid fuel-fired outdoor heating device. The following fuels are prohibited:

- a. Processed wood products and other non-wood products
- b. Petroleum in any form
- c. Garbage
- d. Rubber
- e. Painted wood or treated wood
- f. Plastic
- g. Any other items not specifically allowed by the manufacturer.

2.5 The solid fuel-fired outdoor heating device shall be located at least 500 feet from the nearest residence which is not on the same property as the solid fuel-fired outdoor heating device.

2.6 The owner of the solid fuel-fired outdoor heating device shall obtain a permit from the Building Inspector before installing a solid fuel-fired outdoor heating device.

Section 3. PENALTY. Any person who violates this Ordinance shall, upon conviction, forfeit \$25.00, together with the costs of prosecution. Each day a violation occurs shall constitute a separate offense.

Section 4. EFFECTIVE DATE. This Ordinance shall be effective upon adoption and publication according to law.

Adopted this 11th day of June, 2007.

TOWN OF LIBERTY

Attest: Angela J. Vetting By: David Schultz
Angela Vetting, Clerk David Schultz, Chairperson

By: Joel Aulik
Joel Aulik, Supervisor

By: Bill Pitz
Bill Pitz, Supervisor