

OUTDOORS WOOD FURNACES (BOILERS)

The Town Board of the Town of Menomonie, Dunn County, WI, ordains the following ordinance to regulate the installation and use of outdoor furnaces designed for structure heat.

Section 1. Purpose

This ordinance is intended to promote the public health, safety and welfare and to safeguard the health, comfort, living conditions, safety and welfare of the citizens in the placement of construction and operation of outdoor furnaces in the Town of Menomonie. It is generally recognized that the types of fuel used, and the scale and duration of the burning by such furnaces create noxious and hazardous smoke, soot, fumes, odor, air pollution, particles, and other products of combustion that can be detrimental to citizens health, and can deprive neighboring residents of the enjoyment of their property and premises.

Section 2. Definitions

The words “Outdoor Furnace designed for structure heat” shall mean, but is not limited to, any device, appliance, and equipment apparatus or structure that:

- A. Is designed, intended and/or used to provide heat and/or hot water to any associated structure.
- B. Operates by burning wood or any other solid fuel
 - 1. Does not include agriculture products or wood pellets.
- C. Is not located within the structure to be heated.
- D. Includes, but not limited to, devices referred to as outdoor furnaces, outdoor boilers, and outdoor stoves.
- E. Residence – act or state of residing, abode: home: or dwelling.

Section 3. Regulations

- A. Placement of Outdoor Furnace in Zoning Districts identified by Dunn County Zoning.
 - 1. Placement at least 25 feet from the property line in the A-3 district.
 - 2. Placement at least 50 feet from the property line in the R-1 district.
- B. Chimney/Stack heights as recommended by the Outdoor Furnace Manufactures guide and to include a spark arrestor on top of said chimney.
 - 1. Fifty (50) feet or less to any residence, the height shall be at least 2 feet higher than the eve line of that residence.
 - 2. Fifty (50) feet to One hundred (100) feet from any residence the stack height shall be 75% of the eve line, plus 2 feet.

3. One Hundred (100) to One hundred Fifty Feet (150) from any residence the stack height shall be 50% of the eave line, plus 2 feet.
4. More than One Hundred and Fifty Feet (150) but less than Two Hundred Feet (200) from any residence the stack height shall be 25% of the eave line, plus 2 feet.

C. Installation

1. All outdoor furnaces shall be installed to the manufactures guide lines and sized to the footage of the residence or buildings that are to be heated.
2. A zoning permit must be obtained from Dunn County Zoning for it is a permanent structure.
3. A building permit must be obtained from the Town of Menomonie to insure placement, manufactures guidelines and stack heights. (*Permit fee established by resolution*)

Section 4. Exceptions

- A. Any outdoor burners installed before the passage of this ordinance are exempt from these regulations unless it has not been used for Nine (9) months or replaced with a new unit.

Section 5. Penalties

- A. The Town Board will give notice by first class mail of any violations and the owner has 15 days to be in compliance. Failure to be in compliance with this Ordinance shall constitute a violation and will result in a summons to civil court. The first violation will result in a \$50.00 penalty plus costs. Each subsequent 30 day violation will result in \$100.00 plus costs.

Section 6. Effective Date

This ordinance shall become effective upon passage and publication of said ordinance.

Adopted: July 13, 2006

Published: July 23, 2006

Chairman _____

Supervisor _____

Supervisor _____

Clerk _____