

ORDINANCE NO. 1422-0323

Upon the recommendation of the Community Protection and Services Committee, the Common Council of the City of Sturgeon Bay, Door County, Wisconsin, do ordain as follows:

SECTION 1: Chapter 6 Fire Protection is hereby amended by creating Section 6.28 of the Sturgeon Bay Code of Ordinances is hereby created to read as follows:

6.28 – Outdoor Wood Burning Furnaces Prohibited.

- (1) *Definition.* "Outdoor Wood-fired Furnace" means a wood-fired furnace, stove, or boiler that is not located within a building intended for habitation by humans or domestic animals.
- (2) *Prohibition.* No person shall construct, install, operate or use, or suffer to construct, install, operate or use any outdoor Wood-fired Furnace upon any property in the City of Sturgeon Bay.
- (3) *Penalties.*
 - (a) *General Penalty.* Except as otherwise provided, any person who shall violate this ordinance shall, upon conviction of such violation, be subject to a forfeiture which shall be as follows:
 1. *First Offense.* Any person who shall violate any provision of this ordinance, shall, upon conviction thereof, forfeit not less than \$15.00 nor more than \$500.00, together with the costs of prosecution.
 2. *Second Offense.* Any person found guilty of violating any provisions of this ordinance who has previously been convicted of a violation of the same provision within one year shall, upon conviction thereof, forfeit not less than \$75.00 nor more than \$500.00 for each such offense, together with the costs of prosecution.
 - (b) *Continued Violations.* Each violation and each day a violation continues or occurs shall constitute a separate offense.
 - (c) *Other Remedies.* Nothing in this ordinance shall preclude the City of Sturgeon Bay from maintaining any appropriate action to prevent or remove a violation of this ordinance.

SECTION 2:

All ordinances or resolutions in conflict with this ordinance are hereby repealed.

SECTION 3:

This Ordinance shall take effect upon passage by majority vote of the membership of the Common Council and publishing as provided by law.

Approved: David J. Ward, Mayor
Attest: Stephanie Reinhardt, City Clerk
Date of 1st Reading: 02/21/23
Date of 2nd Reading: 03/07/23
Publication:03/17/23
Effective Date: 03/18/23