

CHAPTER 1640  
Outdoor Wood Burning Furnaces

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**1640.01 PURPOSE.**

This chapter is adopted for the purpose of establishing and imposing restrictions upon the installation and operation of outdoor wood burners securing and promoting the public health, comfort, convenience, safety, welfare and prosperity of the City and its inhabitants. (Ord. 2008-10. Passed 9-9-08.)

**1640.02 DEFINITIONS.**

“Outdoor wood burner” means a wood-fired burner, stove or furnace that is not located within a building intended for habitation by humans or domestic animals and which is designed, intended or used to provide heat to such structures by providing forced heated air and does not include outdoor wood-fired boilers which are prohibited. (Ord. 2008-10. Passed 9-9-08.)

**1640.03 OUTDOOR WOOD BURNERS, PERMIT REQUIRED.**

No person shall install, use or maintain an outdoor wood burner in the City without first obtaining a permit from the Zoning Administrator or his designee as herein provided. (Ord. 2008-10. Passed 9-9-08.)

**1640.04 PERMIT REQUIREMENTS.**

No permit shall be issued by the Zoning Administrator or his designee allowing the installation of an outdoor wood burner in the City until all of the following requirements have been met:

- (a) The applicant has submitted a detailed drawing showing the proposed location of the outdoor wood burner and its distance from all relevant lot lines;
- (b) The applicant has secured all other permits that might be required by County, State or Federal laws, regulations or agencies;
- (c) The proposed location of the outdoor wood burner shall not be less than seventy-five feet from any adjacent property owner's habitable dwelling, not less than forty feet from the nearest point of intersection of the property line of another property owner and no closer than ten feet to the structure to which it is supplying heat;
- (d) Outdoor wood burners must be located in the rear or side property and shall not be located in the front yard;

- (e) The chimney height of the proposed outdoor wood burner shall be at least two feet higher than the peak of the roof line of the building which the applicant intends to heat and the chimney stack shall be equipped with a spark arrestor on the top;
- (f) Only commercially produced wood burners shall be permitted.  
(Ord. 2008-10. Passed 9-9-08.)

**1640.05 ALLOWED BURNING MATERIALS AND THEIR STORAGE.**

Only dry, seasoned natural wood, without additives, wood pellets without additives, and agricultural seeds in their natural state may be burned in an outdoor wood furnace. All such fuels shall be neatly stacked and properly maintained to avoid infestation by insects and rodents.  
(Ord. 2008-10. Passed 9-9-08.)

**1640.06 PERIODIC INSPECTIONS.**

All permitted outdoor wood furnaces are subject to periodic inspection by the City to assure compliance with this chapter.  
(Ord. 2008-10. Passed 9-9-08.)

**1640.07 OPERATIONS TO BE CONDUCTED PROPERLY.**

No outdoor wood furnace shall be operated in such a manner as to create a public nuisance or endanger the health or safety of the public.  
(Ord. 2008-10. Passed 9-9-08.)

**1640.08 SUMMER OPERATION PROHIBITED.**

No outdoor wood furnace shall be operated during the months of June, July and August.  
(Ord. 2008-10. Passed 9-9-08.)

**1640.99 PENALTY.**

A violation of any provision of this chapter shall constitute a misdemeanor punishable by a fine of not more than five hundred dollars (\$500.00) plus costs of prosecution, or imprisonment for not more than ninety days, or by both.  
(Ord. 2008-10. Passed 9-9-08.)