

BEAR CREEK TOWNSHIP
EMMET COUNTY, MICHIGAN

Ordinance No. 45-21

OUTDOOR BURNING ORDINANCE AMENDMENT

November 3, 2021

On May 2, 2018, Bear Creek Township adopted an Outdoor Burning Ordinance, No. 37-18.

The Township hereby ordains that its Outdoor Burning Ordinance is amended as follows:

- Subsection 6.1 is amended to read as follows:

6.1 Open burning of refuse is prohibited on properties being used or developed for commercial or industrial purposes and on properties containing or being developed for use by more than two units or families.

- Section 7 is amended in its entirety to read as follows:

SECTION 7: OPEN BURNING OF TREES, LOGS, BRUSH, STUMPS, LEAVES, AND GRASS CLIPPINGS

7.00 Burning trees, logs, brush, stumps, leaves, and grass clippings.

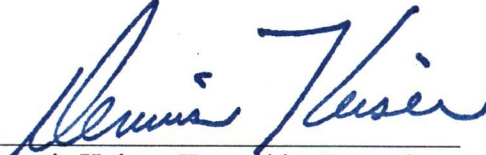
7.1. Open burning of trees, logs, brush, stumps, leaves, and grass clippings is prohibited on properties being used or developed for commercial or industrial purposes and on residential properties containing or being developed for use by more than two units or families. Open burning of trees, logs, brush, stumps, leaves, and grass clippings from and at a one or two-family dwelling or property is allowed only in accordance with all of the following provisions:


- 7.1.1.** Except for barbecue, gas, and charcoal grills, no open burning shall be undertaken during periods when the Governor of Michigan has issued a burning ban applicable to the area.
- 7.1.2.** All allowed open burning shall be conducted in a safe, nuisance-free manner, when wind and weather conditions minimize adverse effects and do not create a health hazard or a visibility hazard on roadways, railroads or airfields. Open burning shall be conducted in conformance with all local and state fire protection regulations.
- 7.1.3.** Open burning shall be conducted only on the property on which the materials were grown and from which they were generated.
- 7.1.4.** Open burning under this section shall only be conducted at a location at least 100 feet from the nearest building which is not on the same property.
- 7.1.5.** Open burning shall be constantly attended and supervised by a competent person of at least eighteen (18) years of age until the fire is extinguished and is cold. The person shall have readily available for use such fire extinguishing equipment as may be necessary for the total control of the fire.
- 7.1.6.** No materials may be burned upon any street, curb, gutter or sidewalk or on the ice of a lake, pond, stream or waterbody.

7.2 Outdoor campfires for cooking, ceremonies, or recreation are allowed provided they do not cause a nuisance.

Except as amended by this Outdoor Burning Ordinance Amendment, all provisions of the original Outdoor Burning Ordinance, No. 37-18 shall remain the same as originally adopted. All ordinances or parts of ordinances in conflict with this Ordinance Amendment are repealed to the extent of such conflict. This Outdoor Burning Ordinance Amendment shall become effective thirty (30) days after publication as required by law. A copy of the Outdoor Burning Ordinance, as amended, may be inspected or obtained at the Bear Creek Township Hall.

This Outdoor Burning Ordinance Amendment was approved and adopted by the Bear Creek Township Board of Trustees, at its regular meeting on November 3, 2021.


Dennis Keiser, Township Supervisor


Emma Radatovich, Township Clerk

Clerk's Certification

I hereby certify this Outdoor Burning Ordinance Amendment was adopted by the Bear Creek Township Board at a regular meeting held November 3, 2021, and that the vote was as follows:

FOR: Keiser, Golding, Urman, Hoffman, Radatovich

I further certify this Outdoor Burning Ordinance Amendment was published in the *Petoskey News-Review* on November 10, 2021.


Emma Radatovich, Township Clerk