



CITY OF BURTON

BURTON LEGISLATIVE COMMITTEE MEETING

FEBRUARY 16, 2015

AGENDA

Council Chambers

Special Meeting

6:00 PM

**4303 S. CENTER ROAD
BURTON, MI 48519**

A. CALL TO ORDER

B. STAFF PRESENT

C. APPROVAL OF MINUTES

1. Legislative Committee - Special Meeting - Dec 15, 2014 5:30 PM

D. AUDIENCE PARTICIPATION

E. COUNCIL DISCUSSION ON THE FOLLOWING ITEMS.

1. Discussion and possible recommendation on Open Burn permit and Recreational Burn permit.

DRAFT

BURTON, MICHIGAN

BURTON LEGISLATIVE COMMITTEE MEETING

DECEMBER 15, 2014

MINUTES

Council Chambers

Special Meeting

5:30 PM

4303 S. CENTER ROAD
BURTON, MI 48519

This meeting was opened by Chairwoman Ellen Ellenburg at 5:35 PM.

A. CALL TO ORDER

Attendee Name	Title	Status	Arrived
Dennis O'Keefe	Councilman	Present	
Steven Heffner	Councilman	Present	
Ellen Ellenburg	Chairwoman	Present	

B. STAFF PRESENT

Amanda Doyle, Attorney
Rik Hayman, Chief of Staff

Marvin Epperson, Fire Chief
Teresa Karsney, Clerk

C. APPROVAL OF MINUTES

- Legislative Committee - Special Meeting - Aug 18, 2014 6:00 PM

RESULT: **ACCEPTED [UNANIMOUS]**
MOVER: Dennis O'Keefe, Councilman
SECONDER: Steven Heffner, Councilman
AYES: O'Keefe, Heffner, Ellenburg

D. AUDIENCE PARTICIPATION

None

E. COUNCIL DISCUSSION

- Review and recommendation on the Storm Water Ordinance.

Mrs. Ellenburg stated that these are two separate ordinances and they both need to be approved. Attorney Amanda Doyle will let the committee know what each ordinance is about. If and when it is recommended to go to the City Council it will have to be on the agenda as two separate ordinances.

Attorney Doyle explained the first storm water ordinance is to enforce stormwater quantity and quality on private development. The City currently has a storm water ordinance in place now, it speaks too inflow and infiltration of storm water into the sanitary sewers and storm water sewers. Our current ordinance is no where as detailed as these two are that were provided.

Minutes Acceptance: Minutes of Dec 15, 2014 5:30 PM (Approval of Minutes)

This ordinance is to regulate storm water control; to provide for storm water permits and for payment or reimbursement of cost incurred by the municipality due to storm water permits; and to provide penalties for the violations.

Attorney Doyle stated the second ordinance gives the city authority to prohibit non-storm water discharges into your system. The purpose of this ordinance is to provide for the health, safety and general welfare of the citizens of Burton through the regulation of non-storm water discharges to the storm drainage system to the maximum extent practicable as required by federal and state law. This ordinance establishes methods for controlling the induction of pollutants into the municipal separate storm sewer system in order to comply with requirements of the National Pollutant Discharge Elimination System permit process. The objectives of this are to regulate the contribution of pollutants to the municipal separate storm sewer system by stormwater discharges by any user. To prohibit Illicit connections and discharge to the municipal separate storm sewer system. Also to establish legal authority to carry out all inspections, surveillance and monitoring procedures necessary to ensure compliance with the ordinance.

Mr Heffner asked if these ordinances refer to residents sump pumps.

Attorney Doyle stated these are for business, strip malls, subdivisions.

Mrs. Ellenburg asked if we didn't pass these ordinances what would happen.

Attorney Doyle said we may not be able to apply for certain grants.

Motion to approve recommendation of both ordinances to the City Council for approval as two separate ordinances.

RESULT:	CARRIED [UNANIMOUS]
MOVER:	Dennis O'Keefe, Councilman
SECONDER:	Steven Heffner, Councilman
AYES:	O'Keefe, Heffner, Ellenburg



SCHEDULED

AGENDA ITEM (ID # 1358)

DOC ID: 1358

Discussion and possible recommendation on Open Burn permit and Recreational Burn permit.

ATTACHMENTS:

- CURRENT BURNING PERMIT REGULATIONS (PDF)
- NEW OPEN BURNING PERMIT REGULATIONS (DOCX)
- NEW RECREATIONAL BURNING PERMIT REGULATIONS (DOCX)

BURNING PERMIT REGULATIONS

***BURNING PERMITTED: BRUSH, TREE LIMBS, AND GARDEN DEBRIS ONLY.
ABSOLUTELY NO LEAVES. GRASS OR BUILDING MATERIALS.***

1. Burning permits are issued for one and two family dwellings only, no commercial permits are allowed.
2. There will be only four - (4), two day, **OPEN BURNING PERMITS** issued per household per year.
3. There will be no limit to the number of, one day, **RECREATIONAL BURNING PERMITS** per household per year.
4. Permits issued for a household require the burning to take place at that household only.
5. Burning must be fifty - (50) feet from any building or structure.
6. An adequate fire line shall be made around the area to be burned and a work force, sufficient to control the fire, shall be on hand at all times.
7. There shall be an adequate method of extinguishment on hand at all times while the fire is burning (hose or extinguisher).
8. Burning in a barrel is not permitted.
9. The burning pile for **OPEN BURNING** shall not exceed an area of four feet by five feet - (4'x5'), anything larger will be considered illegal.
10. The burning pile for **RECREATIONAL BURNING** shall not exceed an area three foot by three foot - (3'x3'), anything larger will be considered illegal.
11. **OPEN BURNING FIRES** must be out by sundown.
12. **RECREATIONAL FIRES** shall be extinguished by 1:00 am.
13. Any property loss caused by any person or persons open burning, either by permit or illegally, is the responsibility of that person and they may be held liable for all losses.
14. You may not burn when it is windy.
15. It is illegal to burn in the City of Burton without a burning permit. Permits may be obtained from City Hall at the Reception Desk or on line at www.burton.mi.com and follow the link to the Fire Department.
16. A person shall not cause or permit the emission of an air contaminant in quantities that cause, alone or in reaction with other air contaminants, either of the following:
 - (a) Injurious effects to human health or safety, animal life, plant life of significant economic value, or property. (smoke and ash shall not be a nuisance to neighbors.)
 - (b) Unreasonable interference with the comfortable enjoyment of life and property.
17. If for any reason, you cannot burn on the days your permit is issued, you may receive an extension.
18. Burning permits can be extended by calling City Hall within thirty - (30) days from the date of issuance.

PERSONS FOUND IN VIOLATION OF THE BURNING ORDINANCE WILL BE CITED AND COULD BE CHARGED FOR THE EXPENSE OF THE FIRE RUN.

Est.9/16/04

**MARVIN EPPERSON
FIRE CHIEF
BURTON FIRE AND RESCUE**

Attachment: CURRENT BURNING PERMIT REGULATIONS (1358 : Burn Permits)

OPEN BURNING PERMIT REGULATIONS

**BURNING PERMITTED: BRUSH, TREE LIMBS, AND GARDEN DEBRIS ONLY.
ABSOLUTELY NO LEAVES. GRASS OR BUILDING MATERIALS.**

1. Burning permits are issued for one and two family dwellings only, no commercial permits are allowed.
2. There will be only four - (4), two day, **OPEN BURNING PERMITS** issued per household per year.
3. Permits issued for a household require the burning to take place at that household only.
4. **Open Burning must be fifty (50) feet from any building or structure.**
5. **An adequate fire line shall be made around the area to be burned and the fire shall be attended at all times.**
6. **There shall be a garden hose or an adequate method of extinguishment on hand at all times while the fire is burning.**
7. Burning in a barrel is not permitted.
8. The burning pile shall not exceed an area of four feet by five feet - (4'x5'), anything larger will be considered illegal.
9. Fires must be out by sundown.
10. Any property loss caused by any person or persons open burning, either by permit or illegally, is the responsibility of that person and they may be held liable for all losses.
11. You may not burn when it is windy.
12. It is illegal to burn in the City of Burton without a burning permit. Permits may be obtained from City Hall at the Reception Desk or on line at www.burtonmi.gov and follow the link to the Fire Department.
13. **If you are unable burn on the days your open burn permit is issued, you may receive an extension.**
14. **Open burning permit extensions are granted by calling City Hall within thirty - (30) days of issuance.**
15. A person shall not cause or permit the emission of an air contaminant in quantities that cause, alone or in reaction with other air contaminants, either of the following:
 - (a) Injurious effects to human health or safety, animal life, plant life of significant economic value, or property. (smoke and ash shall not be a nuisance to neighbors.)
 - (b) Unreasonable interference with the comfortable enjoyment of life and property.

PERSONS FOUND IN VIOLATION OF THE BURNING ORDINANCE WILL BE CITED AND COULD BE CHARGED FOR THE EXPENSE OF THE FIRE RUN.

**MARVIN EPPERSON
FIRE CHIEF
BURTON FIRE AND RESCUE**

RECREATIONAL BURNING PERMIT REGULATIONS (Camp Fires)

BURNING PERMITTED: SEASONED WOOD ONLY. ABSOLUTELY NO LEAVES. GRASS, GARDEN DEBRIS, OR BUILDING MATERIALS.

1. Burning permits are issued for one and two family dwellings only, no commercial permits are allowed.
2. The cost of an annual recreational burn permit shall be \$20.00.
3. **RECREATIONAL BURNING PERMITS** are annual permits that are good for an entire calendar year and expire on December 31st regardless of the issue date.
4. Permits issued for a household require the burning to take place at that household only.
5. Recreational Burning must be twenty five (25) feet from any building or structure.
6. An adequate fire line shall be made around the area to be burned and the fire shall be attended at all times.
7. There shall be a garden hose or an adequate method of extinguishment on hand at all times while the fire is burning.
8. Burning in a barrel is not permitted.
9. The burning pile shall not exceed an area three foot by three foot – (3'x3'), anything larger will be considered illegal.
10. Fires shall be extinguished by 1:00 am.
11. Any property loss caused by any person or persons open burning, either by permit or illegally, is the responsibility of that person and they may be held liable for all losses.
12. You may not burn when it is windy.
13. It is illegal to burn in the City of Burton without a burning permit. Permits may be obtained from City Hall at the Reception Desk and fee for the burning permit can be paid at the Treasurer Office.
14. A person shall not cause or permit the emission of an air contaminant in quantities that cause, alone or in reaction with other air contaminants, either of the following:
 - (a) Injurious effects to human health or safety, animal life, plant life of significant economic value, or property. (smoke and ash shall not be a nuisance to neighbors.)
 - (b) Unreasonable interference with the comfortable enjoyment of life and property.

PERSONS FOUND IN VIOLATION OF THESE BURNING RULES MAY HAVE THEIR PERMIT REVOKED, HAVE THEIR BURNING PRIVILEGES SUSPENDED, BE CHARGED FOR THE EXPENSE OF THE FIRE RUN, AND HAVE TO RE-APPLY FOR AND PURCHASE A NEW PERMIT IF SO DESIRED.

**MARVIN EPPERSON
FIRE CHIEF
BURTON FIRE AND RESCUE**