

OUTSIDE WOOD BURNING PLANTS

Ordinance 18.1

Purpose of Ordinance:

Outdoor wood burner units provide an alternative to conventional methods for producing heating/electricity for individuals, but there are concerns regarding the safety and environmental impacts of these units. Offensive odors and potential health effects on all residents of the township are the reason for this ordinance.

Definitions:

Outdoor wood burner unit: Is any exterior unattached device that produces heat or electricity or other commodity that supplements or becomes the primary source for heat or power (electricity) using combustion of fuel as its primary source for production.

Firewood: Trunks and branches of trees and bushes.

Untreated Lumber: Wood that has been milled and dried but which has not been treated or combined with petroleum products, chemical preservatives, glue, adhesives, stains or paint, or other substances.

Agricultural materials: Defines here as corn, seeds, hay and straw, which when dried properly can be used for fuel for the outside wood burners.

Garbage: Any commodity that is not wood, untreated lumber or approved agriculture materials. Examples of garbage but not limited to just these are household waste, cardboard, tires, shingles, plastic, nylon etc.

Regulation: These are for all of AuSable Township, however additional and or modifications to these regulations may occur for those residents in Running Deer Estates and Richardson Circle due to the proximity of homes.

- A. **Setbacks:** Outdoor Wood Burning Units shall comply with Section 6.3B which requires these units to be at least eight (8) feet from the side lot lines and twenty-five (25) feet on corner lots from the roads. Special permission must be given for any unit to be permitted in the front yard from the board. All units shall be installed in a manner consistent with the manufacture's recommendations.
- B. **Chimneys:** The outdoor burners shall have a chimney that complies with the manufactures specifications and will have a spark arrestor installed that properly functions.
- C. **Pad:** A concrete pad, 4 inches thick and protrudes out at least three feet from any door on the unit for loading fuel or removing ash, and 6 inches on all other sides shall be installed under units.
- D. **Fuel:** Firewood, Untreated lumber and agricultural products as defined in the definition section are the only permitted substances allowed. These units can have other sources of supplement fuel such as propane, natural gas and fuel oil, but as these are not the usual sources used for primary fuel to these units we address these in that they must be hooked up to the units only when

allowed by the manufacture and the installation follows the manufacturers specifications. Garbage as defined above is strictly prohibited.

- E. The storage of the materials used for fuel will be held to the same regulations for setbacks and storage on the lot in the same manner as the units themselves are regulated.

Permits:

No person shall be allowed to erect or install an outdoor wood burner without first obtaining the following.

1. A land use permit from the Township
2. Any other applicable permits if necessary.

Existing Wood Burning Units: in existence prior to this ordinance effective date shall be permitted to remain, however regulations concerning combustible materials shall be followed and will be enforced.

Liability: A person using or maintaining an outdoor burning unit shall be responsible for all fire suppression, cost and other liability resulting from damage caused by the outdoor unit. Compliance with this section of the Township Zoning Ordinance shall not be a defense to any civil claims. Nothing in this ordinance shall authorize any installation or use that is a public or private nuisance regardless of compliance herewith.

Running Deer Estates, Richardson Circle or any Subsequent Subdivisions Established

Residents must secure approval of all adjacent residents that are occupying the lots adjoining the proposed outdoor wood burner sight.

EFFECTIVE DATE

This ordinance shall take effect on:

This ordinance shall take effect thirty (30) days after its publication (or summary thereof) in a local newspaper.

This ordinance was adopted on: August 14th, 2018 7:00 pm

Motion by Kurt Norton, second by Sarah Watson to adopt ordinance 18.1

Kurt Norton yes

Cathy Wray yes

Kathy Wray yes

Joe Meadows yes

Sarah Watson yes

ORDINANCE DECLARED ADOPTED by Supervisor Joe Meadows

Cathy Meadows AuSable Township Clerk

Cathy Meadows

CERTIFICATION

I, Cathy Meadows, Clerk of AuSable Township, do hereby certify that the foregoing is true and accurate copy of Ordinance No. 18.1 adopted by AuSable Township on the August 14th 2018. A Summary of the Ordinance was duly published in the Houghton Lake Resorter newspaper, a newspaper that circulates with AuSable Township, on September 23rd, 2018. Within thirty (30) days after such publication, I reordered the Ordinance in a book or Ordinances kept by me for the purpose, including the date of passage of the ordinance, the names of the members of the Township board voting, and how each member voted. I filed an attested copy of the Ordinance with the Roscommon County Clerk on June 18, 2018.

Cathy Meadows

Cathy Meadows, AuSable Township Clerk