

ORDINANCE NO. 2021-216

AN ORDINANCE ESTABLISHING RESTRICTIONS ON OPEN BURNING

BE IT HEREBY ORDAINED: by the Town of Pickstown, South Dakota:

96.03: Open Burning, Burning Waste, Recreational Fires, Fire Pits

Any Open Burning, or Recreational Fire, other than that listed below shall not be permitted unless prior written authorization has been granted by the Fire Chief of the local Fire Department. **If Charles Mix County has not instituted a County-wide Burn Ban**, the following types of open burning are permissible if in conformity with the following requirements:

- a. Only charcoal and untreated (non-construction wood), unpainted, clean, dry wood and manufactured fire logs less than two feet in length may be burned;
- b. The fire must not be on a wood or wood composite surface and must be contained in a pit, ring or manufactured fire pit or chimenea, or outdoor fireplace;
- c. Fire pits and rings must be located at least 6 feet away from structures and combustible materials (such as houses, wooden fences, sheds, wood piles), must be no more than 18 inches in depth from ground level and must be a minimum of 8 feet from adjoining property lines;
- d. Manufactured freestanding fire pits and chimineas must be located at least 6 feet from structures and combustible materials and a minimum of 8 feet from adjoining property lines;
- e. All recreational fires must be supervised at all times until the fire has been completely extinguished;
- f. All recreational fires must have an extinguishing device within 10 feet whether it be a bucket of water or sand, garden hose, or working fire extinguisher.
- g. Recreational fires may never burn green wood, construction waste (treated or untreated), plastic, cardboard, garbage, leaves, weeds, grass clippings, hay, straw, paper or such like items. Small branches and twigs are acceptable as kindling.
- h. In Commercial areas exceptions will be made if there are precautions in place to contain products on combustion from being emitted directly into open air.

Officials from the Charles Mix County Sheriff's Department and local Fire Department are authorized to immediately extinguish any open burning if it is determined through investigation that the fire is not in compliance with the above rules.

Complaint or citation. Any person who violates any open burning ordinance of the Town of Pickstown will be subject to civil or criminal prosecution. In addition to complaints from private citizens or Fire Department officials or any law enforcement officer shall be authorized to issue a complaint or citation for a violation of the open burning ordinance of the Town of Pickstown. Property owners or occupants who violate or allow violation of any provision of this chapter.

TOWN OF PICKSTOWN

Cindy Broyhill
Cindy Broyhill
Board President

ATTEST:
Carol Berndt
Carol Berndt
Finance Officer

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