

TOWNSHIP OF MARATHON

Fire Protection Ordinance

ORDINANCE NO. 2024 - 05

An ordinance to repeal Ordinance No. 2014-1 and adopt a new Fire Protection Ordinance.

THE TOWNSHIP OF MARATHON HEREBY ORDAINS:

Section 1. Repeal of Ordinance No. 2014-1.

The Township Board hereby repeals Ordinance No. 2014-1 in its entirety.

Section 2. Adoption of New Fire Protection Ordinance.

The Township Board hereby adopts a new Fire Protection Ordinance to read as follows:

A. Definition.

“Open burning” means the burning of unwanted materials such as paper, trees, brush, leaves, grass, and other debris where smoke and other emissions are released directly into the air without passing through a chimney or stack. It also includes using incineration devices that do not control combustion air to maintain an adequate temperature and do not provide sufficient residence time for complete combustion.

B. Fire Prohibitions.

It shall be unlawful for any person to:

- (a) set a fire outside of an enclosed burner without first obtaining a burn permit from the Township, except when:
 - (i) the ground is snow-covered;
- (b) set a fire outside of an enclosed burner unless the person setting the fire has taken sufficient precautionary measures to prevent the fire from burning out of control;
- (c) dispose by burning building construction materials and petroleum byproducts such as treated wood, paint, stains, shingles, insulation,

Styrofoam, plastic vinyl siding, PVC, glue, tires, plywood, paneling and wallboard, wire, gasoline, fuel oil, diesel fuel, kerosene, paint thinner, or any other product which is harmful to the environment or to the public health, safety, and welfare.

C. False Alarms.

- (1) No person shall cause a fire alarm to be turned in unless he has good cause to believe a fire actually exists or unless he has notified the fire department that a fire alarm will be turned in pursuant to testing, repairing, or otherwise working on a fire alarm system;
- (2) Any person who has a fire alarm system on his premises shall maintain such alarm system so that no false alarms are inadvertently transmitted to the fire department for such fire alarm system;
- (3) Any person who turns in a false fire alarm or fails to maintain his fire alarm system so as to prevent false alarms, shall be liable for the fee for any fire run made pursuant to the false alarm.

D. Property Protection Liability.

- (1) The owners of real or personal property, including motor vehicles, which the Township attempts to protect on a fire protection run shall be liable for any applicable fire protection run fee;
- (2) Public utility companies which own utility lines or other facilities which the Township attempts to protect on a fire protection run shall be liable for the applicable fire protection run fee.

E. Violations; fees and sanctions.

Violations of this ordinance shall be punishable as follows:

- (1) For the first offense within a three year period, a person is subject to a warning by the fire Chief;
- (2) For a second offense within a three year period, a person shall be liable for a municipal civil fine of not less the \$50 plus costs and other sanctions;
- (3) For a third offense within a three year period, a person shall be liable for a municipal civil fine of not less than \$100 plus costs and other sanctions;
- (4) For a fourth offense within a three year period, a person shall be liable for a municipal civil fine of not less than \$200 and the person shall be liable for

the fees for any fire run made to the fire, for any applicable fee for the fire run, and for all other costs associated with the fire protection run;

- (5) Any fine or fire run fee which remains unpaid for 90 days after being mailed to the responsible party may be assessed against the property where the fire or fire run originated and collected as delinquent property taxes under the Michigan General Property Tax Act.

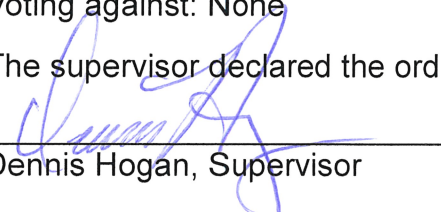
Section 3. Effective Date.

This ordinance shall take effect thirty days after publication.

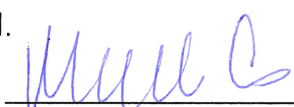
Voting for: Glesenkamp, Sickner, Hogan, Coultas and Hollis

Voting against: None

The supervisor declared the ordinance adopted.



Dennis Hogan, Supervisor



Michelle Coultas, Clerk

CERTIFICATION

The foregoing is a true copy of Ordinance No. 2024 – 05 which was enacted by the Marathon Township Board of Trustees at a regular meeting held on September 11, 2024.



Michelle Coultas
Township Clerk