

ORDINANCE NO. 66

ALPINE TOWNSHIP FIRE ORDINANCE

The Township Board of Alpine Township, Kent County, Michigan, Doth Ordain as follows:

This Ordinance shall be known as Alpine Township Fire Ordinance.

Section I. Definitions

(a) Closed - As herein used, the word "closed" shall mean a contained having a top of solid metal, or with perforations or spaces therein not exceeding one inch in diameter in any one of said spaces.

(b) Fire Chief - As herein used, the word "Fire Chief" shall mean the Chief of Alpine Township Fire Department.

Section II. Fire Permit Required

(a) No person shall kindle or maintain any bonfire or rubbish fire, or authorize such fire to be kindled or maintained on or in any public street, alley, road, or other public ground without a permit or other proper authorization; provided, however, the above shall not apply to a person using any public park or public play ground in the manner provided and authorized by the authorities in control of the same.

(b) No waste materials or rubbish from construction or demolition of or structures shall be disposed of by burning without first obtaining a permit from the Fire Chief or other public official authorized to grant such permit.

Section III. Restrictions on Locations of Fires

No person shall kindle or maintain any bonfire or other rubbish fire or authorize any such fire to be kindled or maintained on any private land, unless:

(a) The location is not less than 50 feet from any structure and adequate provision is made to prevent fire from spreading within 50 feet of any structure, and

(b) The fire is contained in a metal, closed waste burner having a closed top adequate to prevent sparks from spreading fire to any premises.

Section IV.

Excepting where expressly authorized by statute, or ordinance, no automobile tires or other parts of any motor vehicle shall be kindled or burned without a permit therefore having been issued by the Fire Chief of said township, and then only if the premises are situated in Industrial District No. 5 [Sec. IX, 6, A, (5) of the Zoning Ordinance of Alpine Township].

Section V. Powers of Fire Chief

The Fire Chief shall issue no permit for burning waste material from construction or demolition of buildings or structures, or from automobile tires or other parts of any motor vehicle, except to prevent possible great hardship or great loss and then only if such burning will not unduly pollute the atmosphere or premises owned by other persons.

The Fire Chief may prohibit any or all bonfires and/or out-door rubbish fires when atmospheric conditions or other conditions make such fires extremely hazardous.

Section VI. Permits

The Fire Chief may issue any permit upon such reasonable conditions and restrictions as he may prescribe to prevent the spreading or getting beyond control of any fire. Permission initially may be given verbally and confirmed in the form of a written permit within twenty-four hours and such permission, verbal or written, may be revoked in the discretion of the Fire Chief in cases of extreme danger when such revocation is clearly necessary for the safety of life and property.

Section VII. Modification of Requirements

The Fire Chief shall have power to modify any of the provisions of this Ordinance upon application in writing by the owner or lessee of premises, or his duly authorized agent when there are practical difficulties in carrying out the strict letter of this Ordinance; provided that the spirit of the Ordinance shall be observed, public safety secured, and substantial justice done. The particulars of such modification when granted or allowed and the decision of the Fire Chief thereon shall be entered upon the records of the department, and a signed copy shall be furnished to the applicant.

Section VIII. Penalties

Any person who shall violate any provisions of this Ordinance or who shall fail to comply therewith, or who shall violate or fail to comply with any order made thereunder pursuant thereto, or who shall build any fire in violation of any detailed statement or specification or plan submitted thereunder or any certificate or permit issued thereunder within the time fixed therein, shall be guilty of a misdemeanor for each and every violation of of not more than \$100 or by imprisonment in the County Jail not to exceed 90 days, or by both such fine and imprisonment.

The imposition of one penalty for any violation shall not excuse the violation or permit it to continue; and all such persons shall be required to correct or remedy such violations or defects within a reasonable time; and when not otherwise specified, each ten days that prohibited conditions.

Section IX. Invalidity of One Provision Does Not Affect the Rest of the Ordinance

If any section, clause, or provision of this Ordinance be declared by the Courts to be invalid, the same shall not affect the validity of this Ordinance as a whole, or any part thereof, other than the part so declared invalid.

Section X. Repeal of Provisions of other Ordinances; Contrary to this Ordinance

Any Ordinance contrary to any provision hereof is hereby repealed and declared void.

Section XI. Publication of Ordinance and Effective Date

This Ordinance shall be published in the Sentinel Leader by causing a true copy thereof to be inserted, once in said newspaper which insertion shall be made within ten days of the passage of this Ordinance. This Ordinance shall become effective on the 1st day of September, 1966.

Ordinance adopted the 5th day of July, 1966.

ORDINANCE NO. 66-109

Alpine Township Fire Ordinance

An ordinance to protect the public health, safety and general welfare by prohibiting fires within certain prescribed areas in Alpine Township, and to provide for penalties for the violation thereof.

The Township Board of Alpine Township, Kent County, Michigan, hereby Ordains:

Section I. Restrictions on Burning and Location of Fires.

(a) No person shall start, maintain, or permit any fire of any kind on or within 50 feet of any public street, alley, road, or other public ground, nor within 20 feet of any adjoining premises not owned by such person, nor within 30 feet of any structure regardless of ownership.

(b) The burning of garbage, tires or auto parts, or any other substance which gives off obnoxious odors or which unduly pollutes the atmosphere, and smoldering fires, are absolutely prohibited at any time, or place.

(c) Fires must have an attendant present at all times until the fire is completely extinguished.

Section II. Exceptions.

Subject to provision Section 1, (c), the above shall not apply to:

(a) Any person using any public park or playground in a manner provided and authorized by the authorities in charge of the same, or

(b) To the burning of dry leaves on barren or paved areas on premises by the owner or tenant of such land on other than platted property and which fire site is not less than 150 feet from a dwelling owned by some-one other than said owner or tenant." (amended Ord. No. 72-139)

Section III. Penalty.

Any person who shall violate any provision of this ordinance shall be guilty of a misdemeanor for each and every violation. Punishment shall be a fine of not more than \$100 or by imprisonment in the Kent County Jail not to exceed ninety days, or by both such fine and imprisonment.

Section IV.

Should any provision herein be held invalid, it shall not affect the rest of this ordinance.

Section V. Effective Date.

This ordinance shall be published once in The Sentinel Leader within ten days of its passage, and shall become effective on the 1st day of September, 1966.