



Town of Mukwonago Burning

Town of Mukwonago residents wishing to burn brush, wood, or have a campfire, etc., **MUST** follow the restrictions and guidelines stated Municipal Code 30-35.

[30-35 \(e\) Open Burning.](#)

(1) *Limitations.* Burning of any kind is restricted.

- a. Yard waste means leaves, grass clippings, yard and garden debris and brush, including clean woody vegetative material no greater than six inches in diameter. This term does not include stumps, roots or shrubs with intact root balls or ornamental Christmas trees.
- b. It shall be unlawful for any person to burn in an outdoor residential incinerator any garbage, trash, rubber or rubber products, asphaltic type materials or any other such related materials which create by Burning a smoke or odor nuisance. The term "garbage" as used in this section is defined as putrescible animal and vegetable wastes resulting from the handling, preparation, cooking and consumption of food. The term "trash" as used in this section is defined as human or animal excrement, animal remains or offal, petroleum products, vegetable products, mineral products, and metal pressurized containers.

(2) *Permissible Burning.*

- a. *Grills:* For other than one- and two-family dwellings, no hibachi, gas-fired grills, charcoal grill, or similar devices used for cooking, heating, or any other purpose shall be used or kindled on any balcony or under any overhanging portion of a building. Grilling on ground level is permissible provided that the grill is at least ten feet away from any structure. Smoke must not be a nuisance to neighbors, or public roadways. Listed electrical ranges, grills or similar electrical apparatus shall be permitted.
- b. *Use of incinerator required.* No outside Burning shall be permitted on any premises used for residential purposes **except in an incinerator** which shall be a metal container or masonry product built or fabricated to be completely enclosed, except having a top opening for loading, and a lower opening for draft control. Such openings shall be covered with a metal screen of mesh with openings not greater than one-half inch measured across the largest diameter. Such residential incinerator shall be located at a distance of at least 20 feet from any structure and shall have all grass and other flammable material cleared away from its base for three feet from all exterior surfaces of the incinerator. Occupants of residential premises using an approved incinerator are excluded from the requirements of obtaining a Burning permit as provided in this section.
- c. Open fires, fire pits, and recreational fires shall comply with the requirements of NFPA 1 and the following requirements:
 1. *Portable fire pits and open fires.*
 - A. Portable fire pits shall not be used or kindled on any balcony or under any overhanging portion or within ten feet of any structure.
 - B. Portable fire pits must be placed on a non-combustible surface.
 - C. Portable fire pits shall be listed by a nationally recognized testing organization or acceptable to the AHJ.
 - D. Burning of yard waste or other refuse is prohibited; only clean, dry wood can be used.
 - E. Flammable or combustible liquids shall not be used to ignite the fire.
 - F. Smoke shall be limited and shall not become a nuisance to neighbors or public roads.
 2. *Recreational fires (lined in-ground pit).*
 - A. Shall not be located within 25 feet of a structure or combustible material unless contained in an approved manner.

- B. The total fuel area shall not exceed three feet in diameter and two feet in height.
- C. Only clean, dry wood can be burned.
- D. Flammable or combustible liquids shall not be used to ignite the fire.
- E. Smoke shall be limited and shall not become a nuisance to neighbors or public roads.

3. *Open fires.*

- A. Open fires shall be located not less than 50 feet from any structure.
- B. Only clean, dry wood can be burned.
- C. Flammable or combustible liquids shall not be used to ignite the fire.
- D. Smoke shall be limited and shall not become a nuisance to neighbors or public roads.

4. *Bonfires.*

- A. Wind must be less than nine miles per hour at time fire is to be set.
- B. It is illegal to burn tires, tire tubes, shingles, or tar paper.
- C. Burn pile shall be located not less than 50 feet from any structure.
- D. The bonfire pile and area must be inspected by the fire and police chief or designee prior to issuing the permit.
- E. The flames of the bonfire must not exceed five feet in height above the approved burn pile.
- F. Bonfire must be out by midnight.
- d. All fires must be always supervised by an adult and have the proper means available to extinguish the fire. No fire shall be left unattended.