

TOWNSHIP OF ALAIEDON

ORDINANCE NO. 95

AN ORDINANCE TO REGULATE FREESTANDING WOOD BURNING FURNACES WITHIN THE TOWNSHIP

The township of Alaiedon ordains:

1. Purpose and Findings: The purpose of this ordinance is to regulate the use of freestanding wood burning furnaces within the township. The Township finds that the unregulated use of such freestanding wood burning furnaces creates the potential of a nuisance due to excessive smoke and smells which would cause harm to nearby residents and affect the general health, safety, and welfare of the township as a whole.
2. Definitions: For purposes of this ordinance, the following terms shall be defined as follows:
Freestanding Wood Burning Furnace shall mean any device or structure that is:
 - (a) Designed, intended, or used to provide heat and/or hot water to any residence or any structure; and
 - (b) Operated by the burning of wood or other solid fuel; and
 - (c) Not located within the structure for which it is providing the heat or hot water.
3. Prohibition: Except as provided below, it shall be unlawful to install, use, maintain, or operate a freestanding wood burning furnace within Alaiedon Township.
4. Requirements: A freestanding wood burning furnace shall be allowed under the following circumstances:
 - (a) Location: (1) Freestanding wood burning furnaces installed after the effective date of this ordinance are not allowed within 150 feet of existing residential, commercial, or industrial structure. (2) Freestanding wood burning furnaces located less than 300 feet, from any residential, commercial, or industrial structure shall use a smoke stack of at least the height of the peak line of that structure, plus an additional 2 feet. (3) Excluded from these calculations is the structure or structures for which the freestanding wood burning furnace is used to provide heat and/or hot water.
 - (b) Mechanical Permit: That the unit must be inspected and a mechanical permit be obtained, as required under the applicable mechanical code of the State of Michigan.
 - (c) Fuel Used: Only those listed fuels recommended by the manufacturer of each particular freestanding wood burning furnace may be used. The following are prohibited; trash, plastics, gasoline, rubber, naphtha, household garbage, material treated with petroleum products (particle board, railroad ties and pressure treated wood), leaves, paper products, and cardboard.
 - (d) Loading Fuel and Operation: The owner shall follow the loading times and amounts of fuel and operate the freestanding wood burning furnace as provided for by the manufacturer; and
 - (e) Starters: The use of lighter fluids, gasoline, or chemicals is prohibited.
5. Existing Uses: This ordinance shall apply to any freestanding wood burning furnace that was installed, connected, and operated as of the effective date of this ordinance, and unless the conditions are met as set forth above, maintenance and operation of the freestanding wood burning furnace is hereby prohibited.

This ordinance shall take effect immediately upon its adoption and publication as provided by law.

The foregoing ordinance was moved for adoption by Board member Scott Everett, and supported by Board member Alane Envar, with the vote thereon being Yes 5 No 0. Absent none.

Ordinance No. 95 declared adopted January 25, 2005.