

CITY OF LAKE ELMO  
WASHINGTON COUNTY, MINNESOTA

ORDINANCE 97- 80

**An Ordinance Amending Sections 810, 810.01, 810.02, 810.03,  
And Repealing Section 810.04 and 810.05 of the Lake Elmo Municipal Code**

**Section 1. Amendment:** Sections 810, 810.01, 810.02, 810.03 and 810.04 are hereby amended, to wit:

**Section 810 – Open Burning Prohibited**

**810.01 Adoption by Reference**

The ambient air quality standards, air pollution control regulations of the Minnesota Pollution Control Agency, (MPCA) and the Open Burning Restrictions and Permitting Regulations of the Department of Natural Resources (DNR) are adopted by reference, and have the same force and effect as if they were reproduced in their entirety.

**810.02 Permits,**

Open Fires or Open Burning, except for recreational or campfires as hereinafter defined shall be prohibited without a permit approved by the Lake Elmo Fire Chief, or the Fire Chief's designee. As used hereinafter, the following shall mean:

**Subd. 1. Open Fire; Open Burning.**

“Open Fire or Open Burning” means a fire burning in a manner, whether concentrated or disbursed, which is not contained within a fully enclosed firebox, structure or vehicle and from which the products of combustion are emitted directly to the open atmosphere without passing through stack, duct, or chimney.

**Subd. 2. Recreational Fire - Campfire.**

“Recreational Fire” means a fire set for cooking, warming, recreational, or ceremonial purposes, which is not more than 3 feet in diameter by 3 feet high, and has had the ground 5 feet from the base of the fire cleared of all combustible material.

**810.03 Violations**

Any person violating any of the provisions of the provisions of these rules shall be guilty of a misdemeanor.

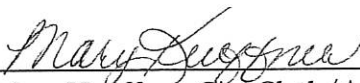
**Section 2. Amendment:** Section 810.05 is hereby repealed.

**Section 3. Effective Date:** This ordinance shall become effective upon its passage and publication according to law.

---

Lee Hunt, Mayor

Attest

  
\_\_\_\_\_  
Mary Kueffner, City Clerk/Administrator

Adopted by the Lake Elmo City Council on May 5, 2001.

Published in the Stillwater Gazette on the 8<sup>th</sup> day of MAI, 2001.