



## New Berlin Police Department

16300 West National Avenue, New Berlin WI 53151 • (262) 782-6640 • nbpolice.org

### City Code – Chapter 124-12(N)(e) Open Burning

Except as hereinafter provided, no person shall burn, cause to be burned or permit to burn any fire outside of a building. Burning permits are required and must be displayed prominently during burning. Both the person igniting such fire and the owner of lands upon which such fire may occur shall be equally responsible for compliance with the requirements of this subsection. Violations of any of the stipulations in the Ordinance may cause a citation to be issued. First violation forfeiture is \$214.80 plus costs & surcharges. Second and any additional violations are \$328.20 plus costs and surcharges.

1. Burning is allowed only with a permit during the following:
  - ✓April 1 to May 15: Wednesdays through Saturdays
  - ✓October 1 to November 15: Wednesdays through Saturdays
  - ✓Remainder of year: Wednesdays AND Saturdays only
  - ✓*Burning is never allowed on Sundays, Mondays, and Tuesdays.*
2. Burning is limited to grass, fallen leaves, brush or similar vegetation materials.
3. Burning of rubbish, garbage, trash, plastic, leather or petroleum based materials as prohibited.
4. Burning is not allowed in barrels or containers.
5. The size of the pile of material burned shall not exceed 4 ft. x 4 ft. x 3 ft. high.
6. Any open pile of burning material shall be at least 50 feet from any structure, wood or lumber pile or wooden fence.
7. Burning and the disposal of ash residue are not permitted on or within any improved street, drainage ditch, alley, parkway, public place or public right-of-way.
8. Burning is allowed between 7AM to ½ hour after sunset.
9. Burning is prohibited when wind velocity exceeds nine (9) mph.
10. Burning is not allowed in any industrial park or when indicated by deed restriction.
11. Material to be burned shall not be ignited with flammable or combustible liquids.
12. Burning shall be supervised by a person at least 16 years of age and personally attended by a person who must remain within 20 feet of such fire until fire is completely extinguished. This person must have fire-extinguishing equipment available within 20 feet of fire available for immediate use.
13. No fire shall be conducted or permitted which results in the production of smoke that interferes substantially with the comfortable enjoyment of life, health or safety of another person when such interference results in significant harm. For purposes of this subsection, "significant harm" shall mean harm which causes more than slight inconvenience or annoyance. If the harm is substantially offensive, seriously annoying or intolerable, as measured by ordinary persons living in the City, then harm shall be deemed to be significant.
14. Bonfires or campfires for aesthetic and social enjoyment are exempt from purchasing a permit but must comply with rules 3, 4, 5, 6, 9, 10, 11 and 13.

[To Purchase a Permit](#)

**New Berlin City Hall (262) 786-8610**  
3805 S. Casper Drive, New Berlin, WI 53151

**New Berlin Public Library (262) 785-4980**  
15105 W. Library Lane, New Berlin, WI 53151

**To Report a Violation:**

**New Berlin Police Department (262) 782-6640**