

Ordinance 07-10-18

Title: Establishment Fireplace and Wood-burning Stove Regulations within Town of Mantua

Whereas, development within the Town of Mantua will take place which will affect air quality within the Mantua Valley;

Whereas, the health, safety and general welfare of both current and future residents require regulations to preserve air quality within the Mantua Valley;

Be it therefore ordained by the Town of Mantua Town Board as follows:

- 1.0 Fireplaces and Wood Stoves.** In order to reduce air pollution generated by fireplace emissions, the following restrictions will apply throughout the Town of Mantua:
 - 1.1 Wood Stoves must be EPA certified.** Wood stoves and fireplaces must be EPA certified. Older, uncertified fireplaces release 40 to 60 grams of smoke per hour. New EPA-certified fireplaces produce only 2 to 5 grams of smoke per hour.
 - 1.2 Gas Stoves.** No restrictions on gas stoves, provided they burn either natural gas or propane.
 - 1.3 Pellet Stoves.** No restrictions on pellet stoves provided they burn a renewable fuel made of ground, dried wood and other biomass wastes. They do not require EPA certification.
 - 1.4 Fireplace Inserts must be EPA certified.** Fireplace inserts must be EPA certified, fit within existing fireboxes and can burn wood, pellets or gas.
 - 1.5 Decorative Gas Logs.** No restrictions on decorative gas logs provided they burn either natural gas or propane.
 - 1.6 Kerosene Stoves must be EPA certified.** Stoves burning kerosene or other petroleum distillates must be EPA certified.
- 2.0 Violations** Violations of this Code are Class "C" misdemeanors, and are punishable by a fine and/or imprisonment. The officers and directors of a corporation shall be responsible for the acts committed by that corporation. Corporations and individuals shall be responsible for the acts of their agents committed in violation of this ordinance if they had knowledge of the act committed, and the owner of the property is presumed to have knowledge of the uses of that property and improvements made to it. Each day that a violation occurs shall constitute a separate offense. Violations of these standards shall require the violator to replace substandard materials and installations to standard specifications adopted by the Town of Mantua at the expense of the violator in addition to any fines and/or imprisonment.
- 3.0 Effective Date** This ordinance shall be effective upon passage by the Mantua Town Board and posting as required by law and applies to all new and replacement installations after the effective date.

Passed this the 18th day of October 2007 by 5 Yea Votes and 0 Nay Votes

Kent C. Jeppesen
Kent Jeppesen, Mayor

Attested:

Adriana Forsgren
Adriana Forsgren, Town Clerk/Recorder
on this the 18th Day of October 2007