

**ORDINANCE NO. 49**

**AN ORDINANCE REGULATING AND CONTROLLING THE USE OF OUTDOOR  
ACCESSORY BOILERS WITHIN THE CITY OF ROYALTON.**

**THE CITY COUNCIL OF ROYALTON HEREBY ORDAINS:**

**SECTION 1.** Accessory Boilers.

- A. An "Accessory Boiler" is defined as an accessory structure or an addition to the exterior of an existing structure which contains a firebox and is designed to heat a structure or provide hot water through conveyance of heated fluids or gasses.
- B. The only Accessory Boilers allowed in the City of Royalton shall burn corn or the fuel must be documented to meet an EPA limit of 3.75 grams per hour or less.
- C. To further protect emission standards these fuels can not be burned in accessory boilers:
  - 1. Household garbage and cardboard.
  - 2. Plastics, colored ink on magazines, boxes and wrappers.
  - 3. Coated, painted or pressure treated wood.
  - 4. Driftwood, plywood, particle board, or any wood product containing glue.
  - 5. Wet, rotted, diseased or moldy wood.

**SECTION 2.** Non-Conforming Use.

- A. The lawful use of any existing wood burning accessory boiler unit existing at the time of the effective date of this ordinance may be continued.
- B. No pre-existing, non-conforming wood burning accessory boiler unit shall hereafter be extended, enlarged, expanded, or replaced.

**SECTION 3.** Set backs

- A. All outdoor accessory boilers shall be set back from buildings and property lines in accordance with the state building code.

**SECTION 4.** Fees and permits

- A. Any person installing an accessory boiler shall first show documentation meeting the requirements of this ordinance and pay a verification fee to the City Clerk. Fee to be set by the City Council and may be changed from time to time by resolution by the Royalton City Council.
- B. All accessory boilers need a mechanical permit from the building inspector for the City of Royalton.

**SECTION 5.** Violation.

Any person who violates any of the provisions of this ordinance shall, upon conviction thereof, be guilty of a misdemeanor. Each day that a violation is permitted to exist shall constitute a separate offense.

THIS ORDINANCE SHALL SUPERSEDE AND REPEAL ALL PRIOR AND CONSISTENT ORDINANCES. THIS ORDINANCE SHALL BE EFFECTIVE UPON PASSAGE AND PUBLICATION REQUIRED BY LAW.

October 21, 2008

Andrea Lauer, Mayor

Carol Madsen, City Clerk/Treasurer