



Legislation Details (With Text)

**File #:** 24043      **Version:** 3      **Name:** Negligent cooking  
**Type:** Ordinance      **Status:** Passed  
**File created:** 9/27/2011      **In control:** BUILDING CODE, FIRE CODE, CONVEYANCE CODE AND LICENSING APPEALS BOARD  
**On agenda:** 1/3/2012      **Final action:** 1/3/2012  
**Enactment date:** 1/11/2012      **Enactment #:** ORD-12-00001  
**Title:** 2nd SUBSTITUTE Creating Section 34.06 and amending Section 1.08(3)(a) of the Madison General Ordinances to prohibit negligent or reckless behavior that results in a fire and establishing a bail deposit in violation thereof.  
**Sponsors:** Lauren Cnare, Paul E. Skidmore  
**Indexes:**  
**Code sections:**  
**Attachments:** 1. Version 1, 2. Version 2

Date	Ver.	Action By	Action	Result
1/3/2012	3	COMMON COUNCIL	Adopt with the Recommendation(s)	Pass
12/20/2011	2	BUILDING CODE, FIRE CODE, CONVEYANCE CODE AND LICENSING APPEALS BOARD	RECOMMEND TO COUNCIL TO ADOPT WITH THE FOLLOWING RECOMMENDATIONS - REPORT OF OFFICER	Pass
11/22/2011	2	BUILDING CODE, FIRE CODE, CONVEYANCE CODE AND LICENSING APPEALS BOARD		
10/18/2011	1	BUILDING CODE, FIRE CODE, CONVEYANCE CODE AND LICENSING APPEALS BOARD	Refer	Pass
10/4/2011	1	COMMON COUNCIL	Referred	
9/27/2011	1	Attorney's Office/Approval Group	Referred for Introduction	

**Fiscal Note**

There may be a small increase in General Fund revenues derived from forfeitures.

**Title**

2nd SUBSTITUTE Creating Section 34.06 and amending Section 1.08(3)(a) of the Madison General Ordinances to prohibit negligent or reckless behavior that results in a fire and establishing a bail deposit in violation thereof.

**Body**

DRAFTER'S ANALYSIS: This ordinance makes it unlawful to act in a negligent or reckless manner that subsequently results in a fire to any property, any part of land or a building so as to endanger life or property.  
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1. Section 34.06 entitled "Causing Fire by Negligence" of the Madison General Ordinances is created to read as follows:

**"34.06 CAUSING FIRE BY NEGLIGENCE.**

- (1) It shall be unlawful for any person whose negligent or reckless behavior results in a fire to any property, any part of land or any part of a building so as to endanger life or property in any way or to any extent.
- (2) Exception. It is not a violation of this section if the fire is contained within the cooking device.

(3) Penalty. Any person who violates any of the provisions of this section may be subject to a forfeiture of up to five thousand dollars (\$5000)."

2. Subdivision (a) of Subsection (3) entitled "Schedule of Deposits" of Section 1.08 entitled "Issuance of Citations for Violations of Certain Ordinances and Providing a Schedule of Cash Deposits" of the Madison General Ordinances is amended by creating therein the following:

<u>Offense</u>	<u>Ord. No./ Adopted Statute No.</u>	<u>Deposit</u>
Causing fire by negligence.	34.06	\$1000"

EDITOR'S NOTE:

New bail deposits must be approved by the Municipal Judge prior to adoption. This deposit has been so approved.