

CHAPTER 7

FIRE PREVENTION AND FIRE PROTECTION

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FIRE PREVENTION CODE

RESERVED

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PART 2

OUTDOOR BURNING

§201. Definitions. The following terms, whenever used in this Ordinance, shall have the following meanings:

- A. Person. A property owner, resident, tenant, invitee and licensee of property owner, tenant or resident, partnership, firm, association or corporation in Robeson Township.
- B. Organic material. Material derived from living organisms such as wood, paper, yard scraps, plant life.
- C. Non-organic material. Material derived or formed from inanimate objects, such as metals, glass, plastic and similar materials.
- D. Brush. Bushes, shrubs, tree branches, hedge clippings, leaves and vegetation.
- E. Proper official. A code enforcement officer or police officer of the Robeson Township, or such other person authorized or appointed by the Board of Supervisors of the Robeson Township from time to time to enforce this Ordinance.

§202. Outdoor Fires

- A. It shall be unlawful for any person to burn the following at any time in the Township: garbage, books, drywall, plastic products, insulation materials, furniture, dead animals, human, animal and fowl excrement, human and animal hair, rubber products including tires, hydro-carbon products or flammable liquids, asphalt, tar shingles, roofing and building materials, vinyl siding, bedding, foam rubber, synthetic materials and insulation from copper or other wiring.

Exception to the aforesaid shall be considered when fire or burning result from the following:

- 1. Any fire set to prevent or abate a fire hazard with notification and approval of proper officials. (Permit required).
- 2. Any fire set for the purpose of training or instructing authorized personnel in firefighting when approved in writing by DEP (Department of Environmental Protection).
- 3. Any fire set to clear land lots for building construction or to dispose of organic waste material from building construction. (Permit required).

- B. Burning of all permitted materials shall be done at least fifty (50) feet from any building on an adjoining property and at least twenty-five (25) feet from any building on the property of the individual who is burning and from any combustible materials, and in a location and in a manner as shall not create a fire hazard.
1. All fires must be attended by one or more responsible person at all times, until fire has burned out or has been extinguished.
 2. No burning or smoldering shall occur between 1 hour before sunset and 1 hour after sunrise.
 3. Acceptable materials for burning may be burned in an outdoor fireplace, metallic or other non-combustible container, brush may be burned without being containerized.
 4. No person shall accumulate, receive or accept for burning, nor shall any person burn on his/her land or on land occupied by him/her any materials originating on or transferred or moved from the land of another person.
 5. Non-organic material or any combustible material which may create large amounts of smoke, may not be burned.
- C. The above regulations may be suspended at any time by a Proper Official when the following conditions exist:
1. When smoke and/or ash emissions cause damage to property or vegetation of adjoining properties.
 2. When smoke and/or ash emissions are offensive or objectionable to human or animal health.
 3. When extreme dry conditions or drought warrant a ban on all open burning.

§203. Penalties

Any person violating any of the provisions of this Ordinance or neglecting to comply with any order or notice issued by a Proper Official for violation of any section hereof, shall upon conviction before any District Justice, be subject to the payment of a fine not exceeding three hundred dollars (\$300.00). Each day's continuance of any violation of this Ordinance shall constitute a separate offense, punishable by a like fine and costs.

(Ordinance No. 00-05, 6/20/2000).