

Chapter 7

Fire Prevention and Fire Protection

Part 1 Open Burning

- §7-101. Definitions
- §7-102. Enforcement
- §7-103. Regulation
- §7-104. Exceptions
- §7-105. Penalties

Part 1**Open Burning****§7-101. Definitions.**

As used in this Part, the following terms shall have the meanings indicated, unless a different meaning clearly appears from the context:

Furnace - any enclosed device specifically designed for burning any material for the production of heat.

Garbage - all putrescible animal and vegetable matter resulting from the handling, preparation, cooking, and consumption of food.

Governing body - the Council of the Borough of Laurel Run.

Incinerator - any device specifically designed for the destruction by burning of refuse, sewage, sludge, or any other combustible material.

Open fire - a fire in which any material is burned in the open or in a receptacle other than a furnace or incinerator.

Person - any individual, partnership, association, corporation, department, bureau, agency, or other legal entity.

Refuse - garbage, rubbish, and trade waste.

Rubbish - solids not considered to be highly flammable or explosive including but not limited to rags, old clothes, leather, rubber, carpets, wood, excelsior, paper, ashes, tree, branches, tree leaves, yard trimmings, furniture, tin cans, glass, crockery, masonry and other similar materials.

Salvage operation - any business, trade or industry engaged in whole or in part in salvaging or reclaiming any product or material, including but not limited to, metals, chemicals, shipping containers or drums.

Trade waste - all solid or liquid material or rubbish resulting from construction, building operations, or the prosecution of any business, trade or industry including, but not limited to, plastic products, cartons, paint, grease, oil and other petroleum products, chemicals, cinders and other forms of solid or liquid waste materials; provided, that "trade waste" shall not include any coal refuse associated with the mining or preparation of coal.

(Ord. 5-1997, 7/1/1997, §1)

§7-102. Enforcement.

The Council of the Borough of Laurel Run and the Police Department, shall have the power and duty to enforce the provisions of this Part, which may be delegated to the Fire Chief or such other officer as may be designated by resolution.

(Ord. 5-1997, 7/1/1997, §2)

§7-103. Regulation.

Within the Borough of Laurel Run limits, no person shall:

A. Ignite or feed an open fire for the destruction of refuse or in the conduct of a salvage operation in any public or private place outside any building.

B. Cause, suffer, allow, or permit the maintenance of any open fire for the destruction of refuse, or in the conduct of a salvage operation on any property under his control outside of any building.

(*Ord. 5-1997, 7/1/1997, §3*)

§7-104. Exceptions.

1. Open fires may be set in the performance of an official duty of any public officer if the fire is necessary for:

A. The prevention of a fire hazard which cannot be abated by other means.

B. The protection of public health.

2. Open fires may be set with the approval of the authorized enforcement agent of this Part; provided,

A. Leaves, branches and other non-putrescible vegetable matter only are burned.

B. There is no practical available alternative method for disposal of the material to be burned.

C. No hazardous or other objectionable condition will be created by such burning.

D. No such burning is allowed on any street or sidewalk within the Borough of Laurel Run, nor within 15 feet of any structure, nor within 5 feet of the end of the berm of any Borough roadway.

E. All such burning takes place between the hours of 9 a.m. until sunset.

F. A competent adult shall be in attendance at all times.

G. All coals or embers must be completely extinguished before the fire may be left unattended.

H. If the fire is not contained in a barrel or other container, an operating garden hose shall be present and not more than 15 feet from the location of the fire.

(*Ord. 5-1997, 7/1/1997, §3*)

§7-105. Penalties.

Any person who shall violate any provision of this Part, upon conviction thereof, shall be sentenced to a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days.

(*Ord. 5-1997, 7/1/1997, §4; as amended by Ord. 2/17/2005B*)