

BOROUGH OF GORDON
SCHUYLKILL COUNTY, PENNSYLVANIA

ORDINANCE NO. 94-08

AN ORDINANCE OF THE BOROUGH OF GORDON, SCHUYLKILL COUNTY, PENNSYLVANIA REGULATING FIRES AND BURNING OF RUBBISH, REFUSE AND OTHER MATERIALS, PROVIDING RESTRICTIONS AND REGULATIONS, AND PENALTIES FOR VIOLATION THEREOF.

BE IT ORDAINED AND ENACTED by Council of the Borough of Gordon, Schuylkill County, Pennsylvania.

SECTION 1. This Ordinance is enacted in the interest of the health, safety and welfare of the residents of the Borough of Gordon for the prevention of fires and to eliminate nuisances caused by smoke, cinders and ashes.

SECTION 2. No person shall kindle or maintain an open outdoor fire or authorize or permit any such fire to be kindled or maintained on private property within the Borough without first obtaining a burning permit from the Mayor or his/her duly authorized representative, who shall review each situation on a case-by-case basis.

SECTION 3. Any person kindling or maintaining any contained outdoor fire on private property within the Borough shall comply with the following conditions:

(a) Such fires shall be kindled within and confined to a noncombustible container covered with a screen of suitable mesh or other noncombustible cover and such receptacle must have openings not greater in size than one-half inch. The receptacle must be equipped with a top so constructed as to prevent ash from escaping into the atmosphere.

(b) Such fires shall only be fed by paper or paper by-products, cardboard, wood, tree branches, dry tree leaves and yard trimmings.

(c) Such fires shall be permitted only on Tuesday, Thursday and Saturday from 8:00 a.m. to ⁵~~4~~:00 p.m. and shall not be allowed to smolder for more than fifteen (15) minutes after the flames have ceased.

(d) Such fires shall not be kindled or maintained closer than twenty-five (25') feet from any building, structure, property line or combustible material.

(e) Such fires shall be attended by a responsible person until extinguished.

(f) The burning of commercial waste including demolition waste, packaging from food products, plastic, treated wood, vegetable waste, rubber, glass, metals, and any other materials which will create nauseous or noxious fumes, smoke, toxic chemicals or excessive ash, is specifically prohibited.

(g) Charcoal or wood fires kindled for the purpose of outside barbecues shall be permitted.

(h) The Mayor may prohibit any or all outdoor fires when atmospheric conditions or local circumstances make such fires hazardous.

SECTION 4. Any person violating the provisions of this Ordinance or fails to comply herewith shall upon conviction before a District Magistrate, be sentenced to pay a fine not exceeding Three Hundred (\$300.00) Dollars, and/or to undergo imprisonment for

a term not to exceed thirty (30) days. Each day that a violation of this Ordinance continues shall constitute a separate offense.

SECTION 5. Should any part of this Ordinance be held invalid, by a Court of competent jurisdiction, the remaining sections shall be severable and shall continue to be in full force and effect.

ORDAINED AND ENACTED this 10 day of Jan,
1994.

ATTEST:

R. S. [Signature]
SECRETARY, BOROUGH COUNCIL

Lynn M. Korman
PRESIDENT, BOROUGH COUNCIL

APPROVED:
Ronald Kahn
MAYOR