

## **Chapter 7**

### **Fire Prevention and Fire Protection**

#### **Part 1 Open Burning**

- §7-101. Purpose
- §7-102. Regulations
- §7-103. Penalties



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

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

(*Ord. 01-1998, 8/11/1998, §1*)

**§7-102. Regulations.**

1. No person shall burn any paper or refuse outdoors within the limits of the Borough of Pillow unless such fires are protected by wire basket or masonry enclosure. Such receptacle must have openings not greater in size than ½ inch. The receptacle must be equipped with a top so constructed as to prevent fly ash from escaping into the atmosphere.

2. No such outside fire shall be kindled or maintained within 10 feet of any building or the opening of any building or within 10 feet of any property line or street line.

3. The burning of any material is prohibited upon any public street or alley.

4. No fire shall be kindled or maintained on Sunday or legal holidays, but shall be permitted on Wednesday and Saturday of each week between the hours of 7 a.m. and 12 p.m., unless it is a controlled burn permitted by prior approval of the Pillow Fire Company. All fires must be tended at all times until the fire is out.

5. The burning of garbage, vegetable waste, rubber, glass, metals, crockery, car products, or any other materials which will create nauseous or noxious fumes, smoke, toxic chemicals, or excessive fly ash, is specifically prohibited.

6. The burning of small brush, dry grass, or leaves is permitted during the hours set forth under subsection .4 above.

7. It shall be lawful to burn paper and other refuse material that is readily combustible, and will not create nauseous fumes, noxious smoke, or excessive fly ash during the hours set forth under subsection .4 above.

8. Charcoal or wood fires kindled for the purpose of outside barbecues shall be permitted.

9. Fireplaces within a private residence are permitted for the purpose of providing heat or for use as a barbecue, but in no event shall garbage, rubbish, or trash be burned in a fireplace.

10. All persons engaged in the operation of a campsite shall be exempt from the restrictions set forth in subsection .4.

(*Ord. 01-1998, 8/11/1998, §2*)

**§7-103. Penalties.**

Any person, firm or corporation who shall violate any provision of this Part, upon

conviction thereof in an action brought before a magisterial district judge in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not less than \$100 nor more than \$1,000 plus costs and reasonable attorney fees incurred by the Borough in the enforcement proceeding and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

*(Ord. 01-1998, 8/11/1998, §4; as amended by A.O.*