

## PART 1

### OPEN BURNING

#### **§7-101. BURNING RESTRICTED**

It shall be unlawful for any person, firm, corporation or organization to cause or permit the burning of any materials on any public or private property in the Township of Upper Salford except in strict compliance with the following regulations:

- A. No fire shall be started or allowed to continue to burn after sunset or prior to sunrise.
- B. No fire shall be started or allowed to continue to burn without an adult person in attendance and control at said fire at all times.
- C. No fire shall be closer than thirty (30) feet from any building, property line or public street.
- D. No fire shall be started or allowed to burn in such a fashion or during weather conditions which will pose a hazard to neighboring properties or buildings.
- E. No oil, grease, gasoline, petroleum product, tire, vehicle or vehicle part, plastic, industrial waste or chemicals, commercial refuse or any other materials, whether domestic, agricultural, commercial or industrial which are hazardous or which, when burned, produce offensive smoke, fumes or ashes, shall be burned anywhere in the Township.
- F. No refuse materials resulting from or produced by any residential, agricultural, commercial or industrial activity outside of the Township of Upper Salford shall be burned within the Township of Upper Salford.

#### **§7-102. BURNING EMERGENCY**

The Board of Supervisors shall have the authority to declare a burning emergency in the Township when drought or other conditions warrant such a declaration. A declaration of burning emergency shall be published in a newspaper of general circulation in the Township and shall remain in effect from the date of publication until cancellation by action of the Board of Supervisors. During a declared emergency it shall be unlawful for any person, firm or corporation to cause or permit the burning of any materials on any public or private property in the Township of Upper Salford, except as provided in this Part.

**§7-103. EXCEPTIONS**

The provisions of §§7-101 and 7-102 of this Part shall not apply to:

- A. Any fire contained within a building.
- B. Any fire set for the purpose of instructing or training firefighting personnel under the supervision of the Fire Chief or officer in charge of the Upper Salford Township Volunteer Fire Company.
- C. The use of barbecues or outside fireplaces for cooking food.
- D. Any fire commonly known as a camp fire set for recreational or ceremonial purposes and constantly attended.

**§7-104. PENALTIES**

Any person who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine not exceeding one thousand dollars (\$1,000.00) plus costs and, in default of payment thereof, shall be subject to imprisonment for a term not to exceed thirty (30) days; provided, however, that when the violation also constitutes an offense under State law, the penalty provided under such State law for the violation shall be applicable.

**§7-105. ENFORCEMENT**

The duly appointed Zoning Officer of Upper Salford Township is hereby designated as the Township official authorized to enforce the provisions of this Part.