

Chapter 7

Fire Prevention and Fire Protection

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

From and after the effective date of this Part, no person may burn any materials in the open except readily combustible rubbish from single or two-family dwellings in accordance with this Part.

(Ord. 3-1962, 6/4/1962, §1)

§7-102. Definition of Combustible Rubbish.

Combustible rubbish includes domestic refuse which can be readily burned, such as paper, wood, leaves, and similar materials, but does not include garbage, glass, crockery, dishes, bottles, floor sweepings, metals, cans, ashes, cinders, rubber, linoleum, asphalt or tarry products, grease, and animal or vegetable wastes.

(Ord. 3-1962, 6/4/1962, §2)

§7-103. Smoke Density.

No person shall cause to be emitted into the air from any open fire for a period of longer than 2 minutes smoke the appearance, density or shade of which is darker than No. 2 on the Ringelmann Chart.

(Ord. 3-1962, 6/4/1962, §3)

§7-104. Location.

Burning shall be conducted only on private property.

(Ord. 3-1962, 6/4/1962, §4)

§7-105. Receptacles and Manner of Burning.

Combustible rubbish, except leaves, may be burned only in a suitable metal or masonry container or receptacle. Such burning site shall be located a safe distance from any structures so as to prevent any fire hazard. The burning must be carried out in such a manner as to prevent the emission of noxious or offensive smoke or odor. Rubbish must be burned in such a way as to prevent ashes and unburned material from being scattered outside the container or receptacle. A competent person shall be in attendance at all times when burning is taking place.

(Ord. 3-1962, 6/4/1962, §5)

§7-106. Hours During Which Burning Permitted.

Burning may be conducted any day other than Sunday and Monday, between 9 a.m. and 6 p.m. during the months of June, July, and August, and from 10 a.m. to 5 p.m. during other times of the year, except that no person may burn rubbish on any property for more than 1½ hours during one day. The above period of burning shall include the lighting and extinguishing of the fire.

(Ord. 3-1962, 6/4/1962, §6)

§7-107. Interpretation.

This Part shall not be construed to prevent the burning of other combustible materials, such as brush, tree limbs, and demolition materials, in open fires under a permit from the Bureau of Air Pollution Control of the Allegheny County Health Department, as provided for in §1309.4(b)3 of the County Health Department's Rules and Regulations.

(*Ord. 3-1962, 6/4/1962, §7*)

§7-108. Penalties.

Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof, shall be sentenced to pay 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. Each day that a violation of this Part continues shall constitute a separate offense.

(*Ord. 3-1962, 6/4/1962, §8; as amended by Ord. 427, 4/4/2006*)

§7-109. Burning Permissible in Commercial Zone.

From and after the effective date of this Part, it shall be permissible for the owner, occupant, or employee of an owner or occupant who occupies in the Township of Baldwin a building zoned C-Commercial under the Zoning Ordinance of the Township of Baldwin known, *Ord. 1-953* [Chapter 27], to burn certain, specific, combustible materials under the following terms and conditions and no others:

A. "Certain combustible material" includes and is specifically limited to paper and paper products and does not include other commercial refuse, wood, leaves, garbage, glass, crockery, dishes, bottles, floor sweepings, metals, cans, ashes, cinders, rubber, linoleum, asphalt or tarry products, grease, and animal or vegetable wastes.

B. Such burning may be conducted on Friday of each week between the hours of 9 a.m. and 2 p.m. during the entire year, except that no person may burn said combustible material on any property for more than 1½ hours during one day. The above period of burning shall include the lighting and extinguishing of the fire.

C. A competent person shall be in attendance at all times when burning is taking place and said competent person shall insure that any and all fires are extinguished prior to vacating the premises on any day during which burning is permitted.

(*Ord. 3-1962, 6/4/1962, §10, as added by Ord. 7-1965, 11/1/1965, §1*)