

Chapter 69

BURNING, OUTDOOR

§ 69-1. Definitions.

§ 69-4. Bonfires.

§ 69-2. General prohibition on all outdoor burning.

§ 69-5. Outdoor furnaces.

§ 69-3. Recreational fires.

§ 69-6. Violations and penalties.

[HISTORY: Adopted by the Borough Council of the Borough of Montoursville 4-3-2006 by Ord. No. 413.¹ Amendments noted where applicable.]

GENERAL REFERENCES

Fire control measures — See Ch. 76.

§ 69-1. Definitions.

Unless otherwise expressly stated, the following terms shall, for the purpose of this chapter, have the meanings set forth in this section:

APPROVED CONTAINER —

- A. An appliance or device used for a recreational fire, approved by and listed by a recognized testing agency, which is used in accordance with the listing and manufacturer's instructions. The use of such appliances is limited to residential, small commercial, or nonprofit use not requiring a building permit for installation and approvals or permits of other state and federal agencies, the installation of which will be subject to applicable codes and regulations.
- B. Outdoor fireplaces constructed and intended for a recreational fire for residences, small commercial or nonprofit application. Such fireplaces shall have an essentially contained fire chamber in which all burning takes place and a flue or chimney through which exhaust, gas, smoke or emissions escape.

BONFIRE — An outdoor fire used for ceremonial or training purposes.

OUTDOOR BURNING — A fire, the air contaminants from which are emitted directly into the outdoor atmosphere and not directed thereto through a flue/vent stack or chimney which is part of an inhabited building used for residential, business, industrial, or other public or private purposes.

OUTDOOR FURNACE — A device located outside an inhabited building and used to burn combustible materials for the purpose of generating heat inside the inhabited building. An outdoor furnace shall be considered an accessory structure for purposes of any other ordinance

1. Editor's Note: This ordinance repealed former Ch. 69, Burning, Outdoor, adopted 11-18-1974 by Ord. No. 238, as amended. Ordinance No. 413 also stated that it would take effect 6-1-2006.

or regulation applying to or effective in the Borough of Montoursville, including, but not limited to, Zoning Ordinances and Building Codes.

RECREATIONAL FIRE — An outdoor fire which is used to cook food for human consumption.

§ 69-2. General prohibition on all outdoor burning.

Except as set forth in §§ 69-3 through 69-5, under no circumstances shall any person perform or cause to be performed or permit to be performed any outdoor burning of any material, including but not limited to garbage, rubbish, refuse, trash, paper, paper products, rubber, wire, roofing shingles, trash, plastic/synthetic materials, brush, trimmings, rakings, leaves, grass, wood, coal, wood products and other similar materials.

§ 69-3. Recreational fires.

Recreational fires in approved containers are hereby permitted.

§ 69-4. Bonfires.

A bonfire may be made for purposes such as fire company drills, pep rallies, and public celebrations upon application submitted to the Borough and approved by the Mayor.

§ 69-5. Outdoor furnaces.

Outdoor furnaces that are constructed, installed or in use as of June 1, 2005, are grandfathered.

§ 69-6. Violations and penalties.

Any person who violates any of the provisions of this chapter or offers or permits the same to be done on his behalf shall, upon conviction thereof, be subject to the penalty in Chapter 1, General Provisions, Article II, General Penalty.