

YOUNGSVILLE BOROUGH  
WARREN COUNTY, PENNSYLVANIA

ORDINANCE 567

AN ORDINANCE AMENDING THE OPEN BURNING ORDINANCE OF THE BOROUGH OF YOUNGSVILLE, ORDINANCE 466, MAY 12, 1986, AS AMENDED THROUGH ORDINANCE 562, APRIL 13, 2009.

Be it Ordained and Enacted by the Council of the Borough of Youngsville, that the Open Burning Ordinance be further amended to provide for recreational fires and outside cooking as follows:

Exceptions to Open Burning Prohibition and Permitting Requirement:

**Outside cooking** shall be permitted only by use of gas grills using fuels that are in compliance with manufacturer's instructions; grills and other cooking apparatuses using charcoal or charcoal briquettes; by burning dry or split wood; dry twigs or other dry wood materials; or other burning materials manufactured for the purpose of being used for a cooking fire.

**Recreational burning** shall be permitted only by use of metal receptacles, gas or wood stoves, gas or wood fireplaces, fire rings, and other types of apparatuses constructed or manufactured for the purpose of recreational burning using fuels that are in compliance with manufacturer's instructions; or in non-gas burning apparatuses using charcoal or charcoal briquettes; by burning dry or split wood, dry twigs or other dry wood materials; or other burning materials manufactured for the purpose to be used for outdoor recreational burning.

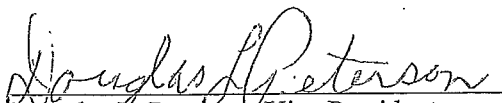
Monitoring of Outdoor Burning:

Outdoor burning, where permitted, shall be constantly attended by an adult at least eighteen (18) years of age and shall be so attended until the fire is extinguished. No smoldering fires or smoldering burning is permitted.


All Ordinances and parts thereof conflicting herewith are hereby repealed.

ORDAINED AND ADOPTED this 10<sup>th</sup> day of May, 2010.

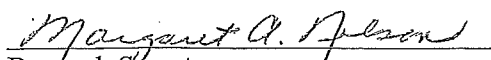
Council of the Borough of Youngsville

  
Douglas L. Peterson, Vice President

APPROVED this 10<sup>th</sup> day of May, 2010.

  
James L. Farr, Mayor

ATTEST:

  
Borough Secretary

**Part 1****Open Burning****§7-101. Definitions and Interpretation.**

1. The following words, as used in this Part, shall have the meanings hereby ascribed thereto unless the context clearly indicates a different meaning:

*Garbage* - all table refuse, animal and vegetable matter, offal from meat, fish and fowl, fruits, vegetables, and parts thereof, and other articles and materials ordinarily used for food which have become unfit for such use or which are for any reason discarded.

*Open burning* - the disposal of garbage, refuse, and/or other solid waste by means of combustion in the outdoors by means of open-pit, can, incinerator, fireplace, or other appliance or means.

*Person* - any natural person, association, partnership, firm, or corporation.

*Refuse* - all discarded articles or materials, except sewage and liquid waste, and including garbage, ashes and combustible and noncombustible waste.

2. In this Part, the singular shall include the plural and the masculine shall include the feminine and the neuter.

(Ord. 466, 5/12/1986, §1)

**§7-102. Open Burning Prohibited.**

No person shall dispose of garbage, refuse, and/or other solid waste by means of open burning within the Borough of Youngsville unless first they shall obtain from the Borough Manager a permit authorizing such burning. A request for a permit to dispose of refuse and/or other solid waste by means of open burning shall be made in writing to the Borough Manager and shall be authorized, in writing, by the Borough Manager upon a finding that the material to be burned primarily consists of tree limbs, brush and/or general plant matter discarded in conjunction with gardening or farming activities and, provided further, that the proposed open burning can be conducted in a safe manner. Upon application in the same manner as described herein above, the Borough Manager may further issue a permit for the burning of boards, timbers, and other wood building materials only in conjunction with the demolition of a structure and further upon condition that such burning can be conducted in a safe manner. No permit, however, shall be issued for, and this Section shall not be interpreted as authorizing, the open burning of tree leaves and/or any other construction or building materials except as expressly provided for herein. Any permit issued pursuant to this Section shall require that the proposed open burning be completed within 72 hours after the issuance of the permit. Any permit issued pursuant to the within Part may be revoked and all burning shall immediately cease upon notice to the applicant by the Borough manager or his/her designated agent that the applicant is burning materials in violation of this Part and/or that the size of the fire and/or weather conditions preclude such burning activity from being performed in a manner consistent with the health, welfare, and safety of the residents of the Borough.

(Ord. 466, 5/12/1986, §2; as amended by Ord. 468, 11/10/1986, §2; and by Ord. 498,

6/8/1992, §2)

**§7-103. Penalty for Violation.**

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. 466*, 5/12/1986, §3; as amended by *Ord. 510*, 5/9/1994, §7-103; and by *Ord. 562*, 4/13/2009)