

Chapter 7

FIRE PREVENTION AND FIRE PROTECTION

Part 1

RESTRICTING AND REGULATING THE BURNING OF CERTAIN MATERIALS

§ 7-101. Definitions. [Ord. 1993-15, 7/21/1993, § 101]

1. As used in this Part, the following terms shall have the meanings indicated, unless a different meaning clearly appears from the context:

FURNACE — Any enclosed device specifically designed for burning any material for the production of heat.

GARBAGE — All putrescible animal and vegetable matter resulting from the handling, preparation, cooking and consumption of food.

GOVERNING BODY — The Board of Supervisors of the Township of Sandy.

INCINERATOR — Any device specifically designed for the destruction by burning of refuse, sewage sludge or any combustible material.

OPEN FIRE — A fire in which any material is burned in the open or in a receptacle other than a furnace or incinerator.

PERSON — Any individual, partnership, association, corporation, department, bureau, agency or other legal entity.

REFUSE — Garbage, rubbish and trade waste.

RUBBISH — Solids not considered to be highly flammable or explosive including, but not limited to, rags, old clothes, leather, rubber, carpets, wood, excelsior, paper, ashes, tree branches, tree leaves, yard trimmings, furniture, tin cans, crockery, masonry and other similar materials.

SALVAGE OPERATION — Any business, trade or industry engaged in whole or in part in salvaging or reclaiming any product or material including, but not limited to, metals, chemical, shipping containers or drums.

TRADE WASTE — All solid or liquid material or rubbish resulting from construction, building operations or the execution of any business, trade or industry including, but not limited to, plastic products, cartons, paint, grease, oil and other petroleum products, chemicals, cinders and other forms of solid or liquid waste materials; provided, that "trade waste" shall not include any coal refuse associated with the mining or preparation of coal.

§ 7-102. Regulations. [Ord. 1993-15, 7/21/1993, § 102]

1. Within the Township limits, no person shall:
 - A. Ignite or feed an open fire for the destruction of refuse or in the conduct of a salvage operation in any public or private place outside any building.

- B. Cause, suffer, allow or permit the maintenance of any open fire for the destruction of refuse or in the conduct of a salvage operation on any property under his control outside of any building.

§ 7-103. Exceptions. [Ord. 1993-15, 7/21/1993, § 103; as amended by Ord. No. 2005-7, 12/19/2005]

1. Subject to the following exceptions:

- A. Open fires may be set in the performance of an official duty of any public officer, if the fire is necessary for:
 - (1) The prevention of a fire hazard which cannot be abated by other means.
 - (2) The protection of public health.
- B. Open fires may be set with approval of the Sandy Township Fire Department Chief or Assistant Chief of this Part; provided:
 - (1) Leaves, branches and other nonputrescible vegetable matter only are burned.
 - (2) There is no practical available alternative method for disposal of the material to be burned.
 - (3) No hazardous or other objectionable condition will be created by such burning.
 - (4) No such burning is allowed on any street, alley, right-of-way or sidewalk within the Township, and no such burning within 10 feet of any building or any property line.
 - (5) All open burning will take place between the hours of 9:00 a.m. and 9:00 p.m. except Sundays on which there will be no burning.
 - (6) All open burning or other fires shall be attended by a responsible person until extinguished.
 - (7) Any burning that will take longer than three hours or any burning to clear land, then a burning permit will be required through the Township by the Zoning Officer.
- C. Burning in a metal container with a lid can only burn between the hours of 5:00 p.m. to 9:00 p.m. except Sundays on which there will be no burning.
- D. Incinerators, outside woodburners, outside furnace or heating device must have at least a twenty-foot chimney installed to exhaust the smoke properly.
- E. The governing body may declare a temporary burning ban from time to time, as in their judgment, burning would constitute a danger to the public due to dry or other adverse weather conditions.
- F. These open burning restrictions cannot override any restrictions set by DEP.

§ 7-104. Enforcement. [Ord. 1993-15, 7/21/1993, § 104]

The Board of Supervisors of the Township shall appoint the Police Department officer who shall have the power to enforce the provisions of this Part.

§ 7-105. Penalties. [Ord. 1993-15, 7/21/1993, § 105; as amended by Ord. No. 2005-7, 12/19/2005]

Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof in an action brought before a district justice 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 more than \$1,000 plus costs 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.

Part 2 RECOGNITION OF FIRE COMPANIES

§ 7-201. Purpose. [Ord. 1998-5, 12/16/1998, § 601]

The purpose of this Part is to recognize five fire companies as the official fire companies of the Township of Sandy.

§ 7-202. Fire Companies Recognized. [Ord. 1998-5, 12/16/1998, § 602; as amended by Ord. 1999-11, 12/1/1999, § II; and by Ord. No. 2016-1, 3/21/2016]

The Sandy Hose Company No. 1, Oklahoma Civil Defense Fire Company, Adrian Sandy Hose Company No. 3 and North Point Volunteer Fire Company, organized and existing in Sandy Township, Clearfield County, Pennsylvania, are hereby designated as officially recognized Fire Companies for the Township and are hereafter referred to in this Part as the "fire company."

§ 7-203. Authorized Activities of the Fire Company. [Ord. 1998-5, 12/16/1998, § 603]

1. The Fire Company is hereby authorized to provide such services to the Township as may be necessary for the protection of property and persons situate therein, which include, by way of example and not of limitation, the extinguishment of fires and prevention of loss of life and property from fire, automobile accidents, medical emergencies, hazardous materials incidents and other dangerous situations.
2. The Fire Company may also provide non-emergency and public service functions, which may include, by way of example and not of limitations, removing water from property after storms and assisting in the removal, abatement and prevention of damage or injury to persons or property, whether through natural causes or manmade situations.
3. The Fire Company may also conduct and participate in such training activities and drills, either within or outside of the Township as may be deemed necessary by the officers of the Fire Company to maintain proficiency in providing service.
4. The Fire Company may also respond to calls and provide services to municipalities outside of the Township in the nature of mutual aid calls.

§ 7-204. Authorized Activities of Members of the Fire Company. [Ord. 1998-5, 12/16/1998, § 604]

1. In addition, to actually participating in the activities of the Fire Company as authorized above, or in going to or returning from any activity, the members of the Fire Company are also authorized to do the following things:
 - A. Engage in any type of drill, training, ceremony, practice or test when duly called for or authorized by the Department Fire Chief and by Sandy Township.
 - B. Engage in lawful fund-raising activities for the Fire Company, when authorized by the Department Fire Chief and Sandy Township.

Part 3
BURNING OF RECYCLABLE MATERIALS

§ 7-301. Short Title. [Ord. 2001-5, 11/20/2001, § 1]

This Part shall be known and referred to as the "Sandy Township Prohibited Burning of Recyclable Materials Ordinance."

§ 7-302. Prohibited Activities. [Ord. 2001-5, 11/20/2001, § II]

No person shall burn, or willfully cause to be burned, recyclable materials, as defined in Act 101 of 1998, and that are processed by the Sandy Township Material Recovery Facility.

§ 7-303. Penalties. [Ord. 2001-5, 11/20/2001, § III; as amended by Ord. No. 2005-7, 12/19/2005]

Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof in an action brought before a district justice in the manner provided for the enforcement of summary offense under the Pennsylvania Rules of Criminal Procedure, 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 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.