

O F F I C I A L
TOWNSHIP OF NORTH HUNTINGDON
PROPOSED ORDINANCE NO. 1 OF 2001
ORDINANCE NO. 1029

AN ORDINANCE OF THE TOWNSHIP OF NORTH HUNTINGDON ESTABLISHING REGULATIONS PERTAINING TO OUTDOOR BURNING AND FIRES; PROVIDING PENALTIES FOR VIOLATIONS; AND SPECIFICALLY WITH REFERENCE TO CHAPTER 66 OF THE CODE OF THE TOWNSHIP OF NORTH HUNTINGDON FOR THE SAFETY, HEALTH AND WELFARE OF THE RESIDENTS.

WHEREAS, the burning of garbage, refuse, rubbish and debris, and the maintaining of open fires within the corporate limits of the Township of North Huntingdon affects the health, safety and general welfare of the residents thereof; and

WHEREAS, the Board of Commissioners of the Township of North Huntingdon desire to establish rules and regulations for burning and open fires throughout the Township of North Huntingdon; and

WHEREAS, the Township of North Huntingdon is granted authority to regulate the same by the First Class Township Code of the Commonwealth of Pennsylvania.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED AND IT IS HEREBY ORDAINED AND ENACTED by the Board of Commissioners of the Township of North Huntingdon, County of Westmoreland, Commonwealth of Pennsylvania, as follows:

SECTION 66-1. DEFINITIONS.

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

- A. BOARD OF COMMISSIONERS – The Board of Commissioners of the Township.
- B. BUILDING MATERIALS – All materials incidental to construction or remodeling of buildings, including, but not limited to, shingles, asbestos, styrofoam, wire, insulation, and treated wood, but not including untreated wood.
- C. CONTAINERS/BARRELS – No larger than fifty-five (55) gallons and with a minimum height of three (3) feet. The top of the container or barrel should be covered with a grate to prevent particles from flying out of the container or barrel.
- D. DEMOLITION PROJECT – The destruction of a dwelling or building on site.
- E. FURNACE – Any enclosed device specifically designed for burning any material for the production of heat.
- F. GARBAGE - All putrescible animal and vegetable matter resulting from the handling, preparation, cooking and consumption of food.
- G. INCINERATOR – Any device specifically designed for the destruction by burning of refuse, sewage sludge, or any other combustible material.
- H. LAND DEVELOPMENT – The improvement of one (1) or more lots, tracts or parcels of ground for any of the following:
 - (1) A group of two (2) or more residential or nonresidential buildings, whether proposed initially or cumulatively, or a single nonresidential building on a lot or lots, regardless of the number of occupants or tenure; or
 - (2) The division or allocation of land or space, whether initially or cumulatively, between or among two (2) or more existing or prospective occupants by means of, or for the purpose of streets, common areas, leaseholds, condominiums, building groups or other features.
 - (3) A subdivision of land.
- I. OPEN FIRE – A fire in which any material is burned in the open but not including burning in a furnace or incinerator.
- J. PERSON - Any individual, partnership, association, corporation, department, bureau, agency or other legal entity.
- K. RECEPTACLE FIRE – A fire in which any material is burned in a container or barrel, but not including a furnace or incinerator.

- L. RECYCLABLES – Any items designated by the Township of North Huntingdon which are to be recycled.
- M. REFUSE – Garbage, rubbish and trade waste.
- N. RUBBISH – Solids not considered to be highly inflammable or explosive including, but not limited to, rags, old clothes, leather, rubber, carpets, wood, excelsior, paper, ashes, large tree branches, yard trimmings including grass, furniture, crockery and masonry, and with the specific understanding that all recyclable items are as mandated under the recycling resolution(s) of the Township.
- O. SALVAGE OPERATIONS – Any business, trade or industry engaged in whole or in part salvaging or reclaiming any product or material, including but not limited to, metals, chemicals, shipping containers or drums.
- P. TRADE WASTE – All solid or liquid material or rubbish resulting from construction, building operations, or the prosecution 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.

SECTION 66-2. GENERAL REGULATIONS; PERMITS; FEES.

A. All outdoor burning and fires are expressly prohibited except as may be authorized under the terms hereof.

B. Any burning permitted by the terms of this Ordinance shall only be those items or material owned by the property owner and generated on the property by said property owner or resident. No person shall burn any items or material on behalf of any other individual for either a fee or gratuitously, nor shall any person bring upon the property of another, any materials or items allowed to be burned pursuant to the terms of this Ordinance, for the purpose of burning said items on another persons property, or on a property other than the property upon which the items were generated.

