

**TOWNSHIP OF BUSHKILL
NORTHAMPTON COUNTY, PENNSYLVANIA**

ORDINANCE NO. 2005- 08

AN ORDINANCE

**REGULATING AND RESTRICTING OUTDOOR FIRES WITHIN THE
TOWNSHIP OF BUSHKILL AND PROVIDING PENALTIES FOR
VIOLATION THEREOF.**

BE IT ENACTED AND ORDAINED by the Board of Supervisors of the Township of Bushkill, Northampton County, Pennsylvania (the "Township"), and it is enacted and ordained, as follows:

SECTION 1. The purpose of this Ordinance is to prevent public and private nuisances caused by outdoor fires deliberately or carelessly set and maintained; and to avoid unnecessary calls and false alarms to the Bushkill Township Volunteer Fire Department.

SECTION 2. No fire shall be set or maintained within fifty (50') feet to any building or property line, unless a prior permit for the same shall have been issued by the Bushkill Township Volunteer Fire Department, which permit shall issue by order of the Fire Chief or other persons authorized by him.

SECTION 3. No fire shall be set or maintained upon any of the streets, sidewalks, alleys or public grounds in the Township, or to burn or cause to be burned thereon any paper, boxes, rubbish, leaves or other materials or substances of any kind.

SECTION 4. No fire shall be set or maintained from dusk to dawn, or on windy days.

SECTION 5. No industrial or commercial burning of any kind shall be permitted in the Township at any time.

SECTION 6. No plastics, synthetic fabrics, or tires shall be burned in the Township at any time.

SECTION 7. No outdoor burning shall be permitted north of Mountain Road and Old Allentown Road, unless a prior permit for the same shall have been issued by the Bushkill Township Volunteer Fire Department, which permit shall issue by order of the Fire Chief or other persons authorized by him.

SECTION 8. No fire shall be set or maintained within fifty (50') feet to Jacobsburg State Park land or within fifty (50') feet of State Game land.

SECTION 9. All open fires, except field fires, shall be built-in and confined to a non-combustible container covered with a screen of one-half inch or smaller mesh.

SECTION 10. The burning of recyclables is prohibited.

SECTION 11. The Supervisors by Resolution or the Fire Chief of the Bushkill Township Volunteer Fire Company may from time to time declare a moratorium on all open burning within the Township; such prohibition shall be necessary for the elimination of fire hazards, explosive conditions or excessive air pollution which would result from air inversion condition.

SECTION 12. If any clause, section or part of this Ordinance is, for any reason, found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance. It is hereby declared to be the intent of the Board of Supervisors that this Ordinance would have been adopted had such unconstitutionality, illegality, or invalidity not been included herein.

SECTION 13. Any person, firm or corporation violating the provisions of this Ordinance, upon conviction before a District Magistrate or Court of Common Pleas of Northampton County, shall be subject to pay a fine of not more than Three Hundred (\$300.00) Dollars and costs of prosecution, and, in default thereof, imprisonment in the Northampton County Prison for a period not to exceed ninety (90) days.

SECTION 14. All Ordinances or parts thereof inconsistent herewith are hereby repealed.

ORDAINED AND ENACTED this 6 day of October, 2005.

TOWNSHIP OF BUSHKILL

ATTEST:



AARON HOOK, Secretary

BY: 

BRIEN KOCHER, Chairman