

ORDINANCE 302**ORDINANCE REGULATING OUTDOOR FIRES****302.1 DEFINITIONS**

Definitions of words in this Ordinance are listed alphabetically in the Definitions Dictionary located at the beginning of the combined Ordinances of Delaware Township. These definitions are an integral part of the Ordinances of Delaware Township, which are incomplete without them.

302.2 PROHIBITED FIRES

It is unlawful for any person to kindle or maintain any outdoor fire or to authorize any outdoor fire to be kindled or maintained on any public or private property within Delaware Township on those days that the Township Fire Chief, after consultation with the local District Office of the Pennsylvania Bureau of Forestry, and with the agreement of at least one (1) member of the Board of Supervisors, determines are unsafe for burning.

302.3 NOTIFICATION, DURATION, AND SUSPENSION OF PROHIBITION

The Township shall notify local radio stations and newspapers immediately upon determination, as provided in Section 302.2, above, that unsafe burning conditions exist, and shall post written notice of the same on the Delaware Township Municipal Building, which steps shall constitute full notice of any prohibition against burning. Any such prohibition shall remain in effect until suspended by the Township, which suspension and which notice shall be accomplished in the same manner as for the implementation of the prohibition.

302.4 RESPONSIBILITY TO DETERMINE EXISTENCE OF PROHIBITION

It shall be the responsibility of any person wishing to kindle or maintain any outdoor fire, or to authorize the same, as described in Section 302.2, above, to contact the Township prior to taking any such action(s) to determine whether or not an emergency prohibition is in effect.

302.5 PENALTY

Any person who violates any provision of this Ordinance or who resists or interferes with any officers, agents, or employees of the Township who, in accordance with the provisions of this Ordinance, are in the performance of their duty, shall, upon conviction thereof in a summary proceeding, be sentenced to pay a fine of not more than three hundred dollars (\$300) plus the cost of prosecution, or in default of payment of the fine, shall be imprisoned for not more than ten (10) days. Each day's continuance of each

violation shall constitute a separate offense. All fines collected for the violation of this Ordinance shall be paid to Delaware Township. See Ordinance 208.

302.6 ENACTMENT

This Ordinance shall be effective immediately.

Adopted this 21st day of November, 1986.

302.7 ENFORCEMENT

The provisions of Ordinance 302 shall be enforced by the following individuals: Delaware Township Code Enforcement Officer, the Delaware Township Volunteer Fire Company Fire Chief, 1st Assistant, and 2nd Assistant. Such individuals shall have the authority to institute proceeding in courts of competent jurisdiction for the enforcement of the provision of this Ordinance.