

## **Chapter 49. BURNING, OUTDOOR**

**[HISTORY: Adopted by the Board of Supervisors of the Township of Birmingham 11-20-1995 as Ord. No. 95-10. Amendments noted where applicable.]**

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### **GENERAL REFERENCES**

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Fire prevention — See Ch. 57.

#### **§ 49-1. Burning restricted.**

Except as hereinafter provided, it is unlawful to burn, authorize or permit another to burn paper, commercial wood products, rubbish and other waste out of doors within the township unless the fire is confined within an enclosed container, incinerator or fireplace and an adult individual remains in attendance during the burning. Leaves, logs and yard waste may be incinerated outside of a container or fireplace subject to the conditions and regulations set forth herein.

#### **§ 49-2. Conditions and regulations.**

All burning as restricted in Section § 49-1 shall be limited by the following conditions:

- A. All burning is limited to the hours between one hour after sunrise and one hour before sunset.
- B. All burning shall be conducted at least 15 feet from any structure.
- C. All burning shall be conducted in an area cleared of trees, shrubs and any and all other combustible material to a distance of at least 15 feet from the fire boundary.
- D. All burning conducted in large open areas such as fields or woods shall, in addition to the requirements contained herein, be attended by a suitable number of persons and equipment to prevent its spread.
- E. All burning which results in fumes, smoke or odor shall be conducted so as to prevent the fumes, smoke or odor from interfering with the right of quiet enjoyment of other person or persons.
- F. Any and all burning of paper, wood, brush, rubbish, trash, lumber or other building or waste material on any construction site shall be prohibited.

#### **§ 49-3. Roadways and utilities.**

All burning as restricted by this chapter shall not be conducted within 15 feet of a public or private road, curb, utility pole or utility equipment.