

ORDINANCE NO. 426

AN ORDINANCE OF THE BOROUGH OF MONROEVILLE TO CONTROL AIR POLLUTION AND THE REGULATION OF OPEN BURNING.

BE IT ORDAINED AND ENACTED by the Borough of Monroeville of Allegheny County, Pennsylvania, in Council assembled, and it is hereby ordained and enacted by authority of the same.

SECTION 1. From and after the effective date of this Ordinance no person may burn or cause to be burned any matter or materials, of any nature whatsoever, in the open within the Borough of Monroeville, provided, however, that readily combustible rubbish, as hereinafter defined, may be burned under certain specific circumstances as hereinafter set forth, and brush, tree limbs, or other similar materials may be burned for the purpose of clearing land, pursuant to a written permit issued by the Chief of Police of the Borough of Monroeville.

SECTION 2. For the purpose of this Ordinance the term "combustible rubbish" shall be that rubbish produced from the occupancy of a single or two-family dwelling disposed of on the premises of the same dwelling from which it originated. The term shall include such domestic refuse which can be readily burned, such as paper, wood, leaves and similar materials, but does not include garbage, glass, crockery, dishes, bottles, floor sweepings, metals, cans, ashes, cinders, rubber, linoleum, asphalt or tar products, grease and animal or vegetable waste.

SECTION 3. No person shall cause to be emitted into the open air from any open fire, for a period of longer than two minutes, smoke, the appearance, density or shade of which is darker than No. 2 of the Ringelmann chart.

SECTION 4. Such permissible burning shall be conducted only on the private property from which such refuse or rubbish originated.

SECTION 5. Combustible rubbish may be burned only in a suitable metal or masonry contained or receptacle. Such burning site shall be located at least thirty (30) feet from any structure, so as to prevent any fire hazard. The burning must be carried out in such a manner as to prevent the emission of obnoxious or offensive smoke or odor. Rubbish must be burned in such a way as to prevent ashes and unburned material from being scattered outside the container or receptacle. A competent person shall be in attendance at all times when burning is taking place.

SECTION 6. Such burning as permitted above may be conducted every day, except Sundays between the hours of 9:00 A.M. and 8:00 P.M., provided, however, that no person may burn rubbish on any property for more than one and one-half hours during any one day.. This time period shall include the time necessary for lighting and extinguishing of the fire.

SECTION 7. The burning of brush, tree limbs or other similar materials, for the purpose of clearing land, shall be conducted only

pursuant to the written permission of the Chief of Police of the Borough of Monroeville or other authorized police officer of the Borough of Monroeville, acting in the absence of the Chief. Such police officer shall issue such written permission only upon satisfactory evidence submitted to him that the fire shall be competently attended, that it shall not be a health or safety hazard, and that it shall not continue for a period in excess of four hours in any one day.

SECTION 8. The open burning of commercial refuse or rubbish, or the burning of refuse or rubbish accumulated from other properties, is specifically prohibited, without exception.

SECTION 9. In order to avoid an accidental fire hazard no such accumulation of refuse or rubbish shall be ~~open or exposed~~ from 8:00 P.M. until 6:00 A.M. Should commercial refuse or rubbish be accumulated on any property from other properties within or outside the Borough of Monroeville, such accumulation shall be buried under a suitable amount of dirt prior to 8:00 P.M. of the day accumulated.

SECTION 10. Any person or persons, firm or corporation, who shall violate any of the provisions of this Ordinance, shall, upon conviction thereof in summary proceedings before the Mayor or any Justice of the Peace of the Borough, pay a fine of not more than One Hundred (\$100.00) Dollars, together with costs or prosecution, and in default of payment thereof shall be committed to the Allegheny County Jail for a period of not more than thirty (30) days. Each day that such violation exists or persists shall be treated as a separate offense for the purposes of this Ordinance, and shall be punishable as such.

SECTION 11. This Ordinance shall become effective April 1, 1964.

SECTION 12. Ordinance No. 350 of the Borough of Monroeville controlling air pollution by regulating burning of combustible rubbish is repealed in its entirety.

SECTION 13. Any other Ordinance or part of Ordinance in conflict with any of the provisions of this Ordinance is hereby repealed to the extent of such conflict.

ORDAINED AND ENACTED THIS 12th day of March, 1964.

BOROUGH OF MONROEVILLE

By S/ Frank A. Witt
President of Council

ATTEST:

S/ Gladys Diller
Secretary

Examined and approved by me this 16th day of March, 1964

S/ John J. Duncan
Mayor