

AN ORDINANCE OF THE BOROUGH OF MILESBERG, CENTRE COUNTY, PENNSYLVANIA, REGULATING THE OUTSIDE BURNING WITHIN THE BOROUGH.

BE IT ENACTED AND ORDAINED, by the authority of the Council of the Borough of Milesburg, Centre County, Pennsylvania, and it is hereby Enacted and Ordained by authority of the same as follows:

**SECTION ONE - DEFINITIONS**

As used within this Ordinance, the term “burning” shall mean the igniting of any material to cause flame, smoke, embers, hot ash, or residue, in combination or individually. The term “friendship fire” shall mean any fire set and/or maintained for the primary purposes of food preparation or social gathering.

**SECTION TWO - PROHIBITIONS**

Outside burning is prohibited at all times within the boundaries of Milesburg Borough.

**SECTION THREE - EXCEPTIONS**

Section Two of this Ordinance shall not apply to friendship fires or to the use of outdoor grills designed for food preparation; provided, however, that grills and friendship fires shall not be used to burn paper used to absorb oils, nauseous or toxic materials, plastic or plastic coated paper, wet paper, painted products, including wood products, rubber, oils, asbestos, shingles, felt paper, canvas, fiberglass, vinyl, grasses, green twigs or leaves, human or animal waste, diapers, oil filters, refuse or trash, or any other materials individually or in combination that emit acrid smoke or nauseous or toxic odors.

**SECTION FOUR - EMERGENCY EXCEPTIONS**

Notwithstanding any other provision of this Ordinance, the Borough Council or designated officer may permit any burning requested by the local fire department or other emergency entity upon request.

**SECTION FIVE - ENFORCEMENT**

The Code Enforcement Officer of the Borough is hereby authorized to act on behalf of the Borough and enforce this Ordinance.

**SECTION SIX - PENALTY**

Any person, corporation, or entity which violates the provisions of this Ordinance shall, upon conviction before the District Justice, pay a fine not to exceed \$ 50.00 plus the costs of prosecution and reasonable attorney's fees.

**SECTION SEVEN - NON-DEROGATION**

This Ordinance shall not be read in derogation of or to otherwise limit or repeal the Borough's Nuisance Ordinance.

ENACTED INTO AN ORDINANCE, this 2<sup>th</sup> day of September, 2003, by the Council of the Borough of Milesburg, in lawful session assembled.

ATTEST:

Paula J. Hall  
Paula J. Hall, Secretary-Treasurer

BOROUGH OF MILESBURG:

James G. Reigh  
James G. Reigh, Council President

Phyllis Y. Jodon  
Phyllis Y. Jodon, Mayor