

TOWNSHIP OF LOWER NAZARETH
NORTHAMPTON COUNTY, PENNSYLVANIA

ORDINANCE NO. 1993 - 119

AN ORDINANCE

AMENDING THE CODE OF ORDINANCES OF LOWER NAZARETH
TOWNSHIP TO PROHIBIT THE OPEN BURNING OF ANY
MATERIAL PURSUANT TO THE AIR POLLUTION CONTROL ACT AND
DEPARTMENT OF ENVIRONMENTAL RESOURCES REGULATIONS.

BE IT ENACTED AND ORDAINED by the Board of Supervisors
of Lower Nazareth Township, Northampton County, Pennsylvania,
(the "Township"), and it is hereby enacted and ordained by authority
of the same, pursuant to the provisions of The Air Pollution Control
Act, Act of January 8, 1960, P.L. (1959) 2119, as amended, (35 P.S.
4001, et seq.), as follows:

SECTION 1:

Section 5.14 of the Code of Ordinances of Lower Nazareth
Township, Northampton County, Pennsylvania, is hereby amended to
provide as follows:

5.14 PROHIBITED PRACTICES

It shall be unlawful for any person to cause,
suffer, or permit the open burning of any material
within the Township of Lower Nazareth, subject to
exceptions set forth in Section 5.15 hereinafter set
forth.

SECTION 2:

Section 5.15 of the Code of Ordinances of Lower Nazareth

Township, Northampton County, Pennsylvania, is hereby amended to provide as follows:

5.15 PERMITTED PRACTICES

Fires which are used for the following purposes are permitted upon private property subject to the limitations and restrictions hereinafter prescribed:

(a) Any fire set to prevent or abate a fire hazard, and approved by the Commonwealth of Pennsylvania, Department of Environmental Resources and when set by or under the supervision of a public officer.

(b) Any fire set for the purpose of instructing personnel in fire fighting, when approved by the Commonwealth of Pennsylvania, Department of Environmental Resources.

(c) Any fire set for the prevention and control of disease or pests, when approved by the Commonwealth of Pennsylvania, Department of Environmental Resources.

(d) Any fire set in conjunction with the production of agricultural commodities in their unmanufactured state on the premises of the farm operation.

(e) Any fire set solely for recreational or ceremonial purposes.

(f) Any fire set solely for cooking food.

SECTION 3:

Section 5.16 of the Code of Ordinances of Lower Nazareth Township, Northampton County, Pennsylvania, is hereby amended to provide as follows:

5.16 RESTRICTIONS ON OPEN FIRES

The following limitations and restrictions shall apply to any open fires allowed under Section 5.15, supra:

(a) In addition to the requirement that written approval be secured by the Commonwealth of Pennsylvania, Department of Environmental Resources for fires permitted pursuant to Section 5.15(a)(b), and (c), a Permit shall be required to be issued by the Board of Supervisors of Lower Nazareth Township. Application shall be made to the Supervisors in such form as may be prescribed by the Supervisors. The Township Secretary, or designee, shall upon issuance of the Permit, promptly notify the Fire Department and Police Department.

(b) All open fires permitted under Section 5.15(d) require issuance of a Permit by the Board of Supervisors of Lower Nazareth Township. Application shall be made to the Supervisors in

such form as may be prescribed by the Supervisors. The Township Secretary, or designee, shall upon issuance of the Permit, promptly notify the Fire Department and Police Department. Open field fires shall not be permitted within fifty (50') feet of any dwelling, building or other structures of an abutting property owner. Open field fires shall not be permitted before 9:00 A.M. or after 5:00 P.M. or on rainy or windy days.

SECTION 4:

All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.

SECTION 5:

This Ordinance shall take effect immediately.

ENACTED AND ORDAINED this 10th day of MARCH, 1993.

LOWER NAZARETH TOWNSHIP
BOARD OF SUPERVISORS

ATTEST:

Mary Ann McCarthy
MARY ANN MCCARTHY, SECRETARY

BY: Jerry Fisher
JERRY FISHER, CHAIRMAN