

**PENN TOWNSHIP  
CUMBERLAND COUNTY, PENNSYLVANIA  
ORDINANCE NUMBER 1999-1**

**BURNING BAN AT CERTAIN TIMES**

**SECTION 1** Title

This Ordinance shall be known and may be cited as the Penn Township Burning Ordinance

**SECTION 2** Authority

This Ordinance is enacted pursuant to Section 1527 of the Second Class Township Code, Act of May 1, 1933 (P.L. 103, No. 69) reenacted and amended November 9, 1955 (P.L. 350, No. 60) as amended

**SECTION 3** Declaration

It is hereby declared to be a matter of public safety to regulate fires and open burning in Penn Township, Cumberland County during such times and periods as may be a risk to public safety of persons or property within the Township.

**SECTION 4** Open Fires Prohibited

All open fires and burning within the borders of Penn Township, Cumberland County shall be prohibited at any time as the Board of Supervisors of Penn Township, Cumberland County, Pennsylvania may declare due to drought or other condition, or at any time that such fires or open burning may constitute a safety or health hazard to the citizens and residents of Penn Township

**SECTION 5** Notice Required

At any time that the Board of Supervisors of Penn Township, Cumberland County, Pennsylvania declare a ban on open burning and fires within the Township of Penn, Cumberland County, Pennsylvania, the Board of Supervisors or its designee will take reasonable steps to notify the public in such manner and in such fashion as may be proper and advisable

SECTION 6 Penalties

Any person violating the provisions of this Ordinance shall, upon conviction thereof before a District Justice, in a summary proceeding, be sentenced to pay a fine or penalty of not more than One Thousand (\$1,000.00) Dollars plus costs and in default of the payment of the fines and costs, the Defendant may be sentenced to the County jail for a period not exceeding thirty (30) days. In addition, the Township may impose any legitimate cost which the Township may incur in order to enforce the burning ban in the Township including but not limited to the request for fire equipment or apparatus, the use of any extinguisher, the costs of the Township of labor and materials in order to attempt or control such illegal open burning or fires and any other costs as the Court, in its discretion, may determine just and proper for reimbursement to the Township.

ENACTED AND ORDAINED as an Ordinance of Penn Township, Cumberland County, Pennsylvania, the 13<sup>th</sup> day of April, 1999.