

## **Chapter 7**

### **Fire Prevention and Fire Protection**

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**Part 1****Rules Regulating Firefighting****§7-101. No Interference.**

No person, partnership, corporation or organization shall interfere with or participate in any way in firefighting activities in Dover Township or respond to any alarm of fire in Dover Township unless such person, partnership, or organization is requested to so participate or respond by the Dover Township Fire Chief or his duly appointed assistants.

(*Ord. 91-1, 9/9/1991, §5.31; as amended by Ord. 2005-08, 10/24/2005*)

**§7-102. Engaging in Fire Prevention.**

Nothing contained in this Part shall be construed to prevent or discourage any individual person or industrial fire brigade from engaging in fire prevention or in emergency firefighting prior to the arrival of the Dover Township Fire Chief or his duly appointed assistants at the scene of a fire.

(*Ord. 91-1, 9/9/1991, §5.32; as amended by Ord. 2005-08, 10/24/2005*)

**§7-103. Violations.**

For a violation of any provision of this Part enforcement shall be brought before a magisterial district judge in the same manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure. Upon conviction thereof, a violator shall be subject to a criminal fine not to exceed \$1,000 per violation plus costs, to a term of imprisonment to the extent allowed by law for the punishment of summary offenses, or to a term of imprisonment for the failure to pay a fine pursuant to the Pennsylvania Rules of Criminal Procedure. A separate offense shall arise for each day or portion thereof in which a violation is found to exist or for each Section of this Code or other ordinance which is found to have been violated.

(*Ord. 91-1, 9/9/1991, §5.33; as amended by Ord. 2005-08, 10/24/2005*)



**Part 2****Outdoor Burning****§7-201. Definitions.**

As used in this Part, the following terms shall have the meanings indicated:

*Person* - any natural person, partnership, association, firm, company, or corporation or other entity.

*Permit* - as issued by the Dover Township Board of Supervisors or its representative, which clearly identifies the property, its zoning district, location, and responsible parties. A permit shall be valid for such time as established the Township and may be changed by resolution of the Board of Supervisors from times to time. No permit shall be issued under this Part until the sum in an amount as established from time to time by resolution of the Board of Supervisors shall be paid.

(Ord. 2006-03, 7/24/2006)

**§7-202. Prohibited Acts.**

1. It shall be prohibited to conduct outdoor burning in any zoning district other than the Conservation (CV) District and the Agricultural (A) District within Dover Township.

2. No person under the age of 18 shall be permitted to regulate, manage or control an outdoor burning.

3. No person shall conduct an outdoor burning between sunset and sunrise.

4. No person shall conduct an outdoor burning within 150 feet of any building.

5. No person shall conduct an outdoor burning within 25 feet of any adjoining property line.

6. No person shall conduct a burning on any public or private street, street right-of-way, alley, road or highway.

7. No person shall conduct a burning of any item, at any time, for the purpose of disposal, that may be accommodated through services provided by the Township or a designee including, but not limited to, leaves, brush, tree limbs and branches, household garbage and large item pickup.

8. No person shall conduct a burning consisting of construction residue and waste.

(Ord. 2006-3, 7/24/2006)

**§7-203. Exemptions.**

1. The following activities are exempt from the outdoor burning restriction in §7-202.1 above:

A. The performance of an official duty of any public officer, if the burning is necessary for the prevention of a fire hazard that cannot be abated by any other means. A burn permit is not required under this subsection.

B. A burning required for the protection of public health at the direction of the appropriate public officer. A burn permit is not required under this subsection.

C. Instructing personnel in firefighting when approved by a fire chief in their first response area in Dover Township. A burn permit is not required under this subsection.

D. Outdoor burnings done in conjunction with school-related or civic functions such as bonfires, group wiener roasts or campfires, provided that:

(1) Such burnings are conducted under adult supervision (21 years of age or older);

(2) Such burnings are extinguished by midnight of the same day; and

(3) A burn permit is obtained (no fee will be assessed for the issuance of a permit under this subsection).

E. An outdoor burning is permitted in any zoning district when contained within a UL (Underwriters Lab) approved appliance ( for example: barbeque grills, fire bowls, chimaneas, turkey roasters). A burn permit is not required under this subsection.

F. An outdoor burning related to agricultural use, as that term is defined in the Township's Zoning Ordinance [Chapter 27]. A burn permit is required under this subsection.

*(Ord. 2006-03, 7/24/2006)*

#### **§7-204. Permits, Control and Extinguishments.**

1. Any person desiring to conduct an outdoor burn must first obtain a burn permit, unless otherwise indicated under this Part. The application for a burn permit shall be made to the Township's Fire Chief, or his or her deputies, who shall review and approve or deny the application within 2 business days.

2. All outdoor burnings shall be kept under competent and continuous supervision.

3. All flammable and combustible materials not in use as a fuel for a burn shall be removed a sufficient distance from a burn so as to not constitute a hazard.

4. Proper notification shall be made to the York County Emergency Center (911) of the time, place and period of an outdoor burning.

5. All fires, ashes and coals shall be thoroughly extinguished after the use thereof has been completed.

6. Notification to the York County Emergency Center (911) shall be made when an outdoor burn is completed.

*(Ord. 2006-03, 7/24/2006)*

#### **§7-205. Enforcement, Violations and Penalties.**

1. The Dover Township Board of Supervisors hereby authorizes the Township's Fire Chief, or his or her deputies or the Northern York County Regional Police Department, to enforce the provisions of this Part in the same manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure.

2. Any person who shall violate any of the provisions of this Part shall, upon summary conviction, be subject to a penalty of not less than \$50 nor more than \$600 per violation. Should such person refuse or neglect to pay such penalty, such person shall be subject to imprisonment to the extent allowed by law for the punishment of summary offenses.

3. A separate offense shall arise for each day or portion thereof in which a violation is found to exist or for each section of this Part that is found to have been violated.

*(Ord. 2006-03, 7/24/2006)*

