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MILLCREEK TOWNSHIP
LEBANON COUNTY, PENNSYLVANIA

ORDINANCE NO: 3/12/97

AN ORDINANCE REGULATING THE BURNING OF
DOMESTIC REFUSE WITHIN THE TOWNSHIP OF
MILLCREEK, LEBANON COUNTY, PENNSYLVANIA, AND
PROVIDING FOR THE ENFORCEMENT THEREOF.

WHEREAS, the statutory law of the Commonwealth of Pennsylvania and Regulations of the Department of Environmental Protection prohibit the burning of all refuse within the Commonwealth with the exception of the burning of domestic refuse on the premises of a structure occupied solely as a dwelling by two families or less, when the refuse results from the normal occupancy of the structure; and

WHEREAS, the Board of Supervisors of Millcreek Township desires to further regulate the burning of domestic refuse within Millcreek Township;

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, by the Board of Supervisors of Millcreek Township, Lebanon County, Pennsylvania, as follows:

SECTION ONE: The preamble set forth hereinabove is incorporated herein and made a part of this ordinance.

SECTION TWO: The burning of domestic refuse in Millcreek Township, as presently permitted by the Pennsylvania Department of Environmental Protection Regulations, shall be limited to the burning of paper, cardboard, wood, and other similar cellulose materials. No person, firm, partnership, or corporation shall burn any other sort of domestic refuse within Millcreek Township, Lebanon County, except as set forth in Section Five of this ordinance.

SECTION THREE: ALL fires for such burning must be attended at all times by a competent adult person, unless such fires are confined within a noncombustible container or enclosure having an outside enclosed area of twenty-four (24) square feet or less, having a height of four (4) feet or less, and covered with a noncombustible mesh screen having one-half (1/2) inch or smaller mesh.

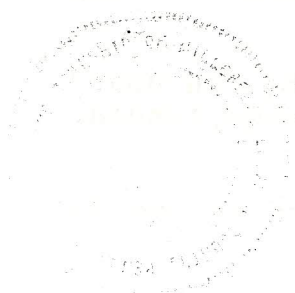
SECTION FOUR: Any fire regulated by this ordinance shall be limited to burning only on a TUESDAY and a SATURDAY between the hours of sunrise and sunset. NO fire for such burning shall be set, started, or maintained at any other time.

SECTION FIVE: This ordinance shall apply only to those areas designated by the Millcreek Township Zoning Map as I-2 Light Industrial District, R-1 Residential Suburban District, R-2 Residential Urban District, C-1 Retail Business District, and C-2 Residential Convenience Commercial District. In all other zoning districts the burning of domestic refuse shall be as regulated by the Pennsylvania Department of Environmental Protection.

SECTION SIX: Enforcement of this ordinance shall be by action brought before a district justice in the same manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure. Any person, firm, partnership, or corporation who shall be found guilty of violating any of the provisions of this ordinance shall be sentenced to pay a fine not to exceed one thousand (1,000.00) dollars and may be imprisoned to the extent allowed by law for the punishment of summary offenses.

ORDAINED AND ENACTED on this 12th day of March, 1997.

BOARD OF SUPERVISORS
MILLCREEK TOWNSHIP
LEBANON COUNTY, PENNSYLVANIA


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ATTEST:

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Lorie J. Kupp, Secretary/Treasurer