

CHAPTER 7

FIRE PREVENTION AND FIRE PROTECTION

PART 1

FIRES AND OPEN BURNING RESTRICTED

- §7-101. Legislative Authority
- §7-102. Definitions
- §7-103. Enforcement
- §7-104. Regulations
- §7-105. Penalties

PART 2

RECOGNITION OF VOLUNTEER FIRE COMPANY

- §7-201. Purpose
- §7-202. Services
- §7-203. Nonemergency and Public Service Functions
- §7-204. Training Activities
- §7-205. Services Outside of Borough
- §7-206. Additional Activities

PART 1

FIRES AND OPEN BURNING RESTRICTED

§7-101. Legislative Authority.

This Part is being adopted by the Borough Council of Port Royal Borough, Juniata County, Pennsylvania, pursuant to the authority granted onto it by the laws of the Commonwealth of Pennsylvania, as set forth in the Borough Code at 53 P.S. §§46202(4), (6), (16) (21) and (74).

(Ord. 2001-1, 6/6/2001)

§7-102. Definitions.

As used in this Part, the following terms shall have the meanings indicated, unless a different meaning clearly appears from the context:

FURNACE - any enclosed device specifically designed for burning any material for the production of heat.

GARBAGE - all putrescible animal and vegetable matter resulting from the handling, preparation, cooking and consumption of food.

GOVERNING BODY - the Borough Council of Port Royal Borough, Juniata County, Pennsylvania.

INCINERATOR - any device, specifically designed for the destruction by burning of refuse, sewage sludge or any other combustible material.

OPEN FIRE - a fire in which any material is burned in the open or in a receptacle other than a furnace or incinerator.

PERSON - any individual, partnership, association, corporation, department, bureau, agency or other legal entity.

REFUSE - garbage, rubbish and trade waste.

RUBBISH - solids not considered to be highly flammable or explosive including, but not limited to, rags, old clothes, leather, rubber, carpets, wood, excelsior, paper, ashes, tree branches, tree leaves, yard trimmings, furniture, tin cans, glass, crockery, masonry and other similar materials.

FIRE PREVENTION AND FIRE PROTECTION

SALVAGE OPERATION - any business, trade or industry engaged in whole or in part in salvaging or reclaiming any product or material including, but not limited to, metals, chemicals, shipping containers or drums.

TRADE WASTE - all solid or liquid material or rubbish resulting from construction, building operations or the prosecution of any business, trade or industry including, but not limited to, plastic products, cartons, paint, grease, oil and other petroleum products, chemicals, cinders and other forms of solid or liquid waste materials; provided, that "trade waste" shall not include any coal refuse associated with the mining or preparation of coal.

(Ord. 2001-1, 6/6/2001)

§7-103. Enforcement.

The Borough Council of Port Royal Borough, Juniata County, Pennsylvania, its agents, servants and employees shall have the power and duty to enforce the provisions of this Part.

(Ord. 2001-1, 6/6/20001)

§7-104. Regulations.

1. Within the Port Royal Borough limits, no person shall:
 - A. Ignite or feed an open fire for the destruction of fire or in the conduct on salvage operation in any public or private place outside any building.
 - B. Cause, suffer, allow or permit the maintenance of any open fire for the destruction of refuse or in the conduct of a salvage operation on any property under his control outside of any building.
2. **Exceptions.** Open fires may be set in the performance of an official duty of any public officer if the fire is necessary for:
 - A. The prevention of a fire hazard which cannot be abated by other means.
 - B. The protection of public health.

(Ord. 2001-1, 6/6/2001)

§7-105. Penalties.

Any person, firm or corporation who shall violate any provision of this Part shall, upon conviction thereof, be sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Part continues or each Section of this Part which shall be found to have been violated shall constitute a separate offense.

(Ord. 2001-1, 6/6/2001; as amended by A.O.

PART 2

RECOGNITION OF VOLUNTEER FIRE COMPANY

§7-201. Purpose.

The purpose of this Part is to name Friendship Fire Company, Port Royal, Pennsylvania, the officially recognized volunteer fire company to serve Port Royal Borough and to state additional authorized activities for firefighters for Worker's Compensation purposes.

(Res. 1998-2, 7/1/1998)

§7-202. Services.

Friendship Fire Company, Port Royal, Pennsylvania, is hereby authorized to provide such services to the Borough as may be necessary for the protection of property and persons situate therein which shall include, but are not limited to, the extinguishment of fires and prevention of loss of life and property from fire, automobile accidents, medical emergencies, hazardous materials, incidents and other situations which require the services of a volunteer fire company.

(Res. 1998-2, 7/1/1998)

§7-203. Nonemergency and Public Service Functions.

Friendship Fire Company, Port Royal, Pennsylvania, may also provide nonemergency and public service functions which shall include, but are not limited to, removal of water from property after storms and assistance in removal, abatement and prevention of damage or injury to persons or property, whether through natural causes or manmade situations.

(Res. 1998-2, 7/1/1998)

§7-204. Training Activities.

Friendship Fire Company, Port Royal, Pennsylvania, may conduct and participate in such training activities and drills, either within or outside of the Borough, as may be deemed necessary by the officers of Friendship Fire Company, Port Royal, Pennsylvania, to maintain proficiency in providing service.

(Res. 1998-2, 7/1/1998)

FIRE PREVENTION AND FIRE PROTECTION

§7-205. Services Outside of Borough.

Friendship Fire Company, Port Royal, Pennsylvania, may respond to calls and provide services to municipalities outside of the Borough only pursuant to the authorization of a written mutual aid agreement or a written agreement for first call service approved by the Borough.

(Res. 1998-2, 7/1/1998)

§7-206. Additional Activities.

In addition to actually participating in the activities of the volunteer fire company as authorized above, or in going to or returning from any activity, the members of Friendship Fire Company, Port Royal, Pennsylvania, are also authorized to engage in any type of drill, training, ceremony, practice, test or parade when duly called for or authorized by an officer or officers of Friendship Fire Company, Port Royal, Pennsylvania.

(Res. 1998-1, 7/1/1998)