

CHAPTER 7

FIRE PREVENTION AND FIRE PROTECTION

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PART 1
BURNING

§7-101. Limiting of Burning.

No person may burn any materials in the open except readily combustible rubbish from single or two-family dwellings in accordance with this Part.

(Ord. 543, 2/14/1963, §1)

§7-102. Combustible Rubbish.

Combustible rubbish includes domestic refuse which can be readily burned, such as paper, wood, leaves and similar materials, but does not include garbage, glass, crockery, dishes, bottles, floor sweepings, metals, cans, ashes, cinders, rubber, linoleum, asphalt or tarry products, grease and animal or vegetable wastes.

(Ord. 543, 2/14/1963, §2)

§7-103. Smoke Density.

No person shall cause to be emitted into the open air from any open fire for a period of longer than 2 minutes smoke the appearance, density or shade of which is darker than No. 2 of the Ringelmann Chart.

(Ord. 543, 2/14/1963, §3)

§7-104. Location.

Burning shall be conducted only on private property.

(Ord. 543, 2/14/1963, §4)

FIRE PREVENTION AND FIRE PROTECTION

§7-105. Burning Receptacle.

Combustible rubbish, except leaves, may be burned only in a suitable metal or masonry container or receptacle. Such burning site shall be located a safe distance from any structures so as to prevent any fire hazard. The burning must be carried out in such a manner as to prevent the emission of noxious or offensive smoke or odor. Rubbish must be burned in such a way as to prevent ashes and unburned material from being scattered outside the container or receptacle. A competent person shall be in attendance at all times when burning is taking place.

(Ord. 543, 2/14/1963, §5)

§7-106. Allowed Times.

Burning may be conducted every day, other than Sunday and Monday, between 9 a.m. and 6 p.m. during the months of June, July and August and from 10 a.m. to 5 p.m. during other times of the year, except that no person may burn rubbish on any property for more than 1½ hours during 1 day. The above period of burning shall include the lighting and extinguishing of the fire.

(Ord. 543, 2/14/1963, §6)

§7-107. Burning with Permit.

This Part shall not be construed to prevent the burning of other combustible materials, such as brush, tree limbs and demolition materials, in open fires under a permit from the Bureau of Air Pollution Control of the Allegheny County Health Department, as provided for in §1309.4(b)3 of the County Health Department's rules and regulations.

(Ord. 543, 2/14/1963, §7)

§7-108. Violation and Penalty.

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 less than \$10 nor 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 shall constitute a separate offense.

(Ord. 543, 2/14/1963, §8; as amended by Ord. 828, 6/12/2003, §1)

PART 2

FALSE ALARMS

§7-201. Definitions.

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

CHARGE - an amount assessed a person or business protected by an alarm system for false alarms occurring more than three times in 1 calendar year.

FALSE ALARM - an alarm to which to the police and/or fire department responds resulting from the activation of an alarm device when a crime, fire or other emergency warranting immediate action by the police and/or fire department has not in fact occurred.

(*Ord. 780, 4/10/1996, §1*)

§7-202. False Alarms.

1. Whenever more than three false alarms shall be received from a person or business served by an alarm system, within each calendar year, a charge in an amount to be established from time to time by resolution of Borough Council shall be made. Such charge may be enforced in the manner of a municipal claim. [*Ord. 828*]
2. Whenever more than three false alarms occur within each calendar year, the police and/or fire department, within 10 days from the date of each and every false alarm after the third false alarm, shall notify the person or business from which the false alarm emanated or other person causing said false alarm that a false alarm charge is due and the amount thereof. Such notice shall be in writing and mailed to the business or person causing said false alarm at their last known address by regular mail, postage prepaid. Failure of the police and/or fire department to mail notice of assessment of the false alarm charge within 10 days from the occurrence of the false alarm shall preclude the Borough of East McKeesport from assessing a false alarm charge for said false alarm.
3. A false alarm charge shall be due and payable at the office of the Police Department 30 days from the date of the mailing of the notice of assessment of the charge.

(*Ord. 780, 4/10/1996, §2; as amended by Ord. 828, 6/12/2003, §1*)

PART 3

EXPLOSIVES AND PYROTECHNICS

§7-301. Prohibiting the Sale of or Intent to Use Explosives or Pyrotechnics.

No person, firm or corporation shall sell, offer for sale, have in his, her or its possession with intent to sell, use, discharge, ignite, fire or otherwise set in action and fireworks, firecrackers, sparklers, cannons in which gunpowder is exploded or other pyrotechnics of an inflammable or dangerous character within the Borough of East McKeesport, excepting only person, firms or corporations giving a public display of fireworks for which a permit shall have been obtained in accordance with the provisions of §7-302 of this Part.

(*Ord. 270, 3/12/1935, §1*)

§7-302. Permits.

Permits for the public display of fireworks within the Borough by properly qualified persons, firm or corporations and under the direct supervision of an expert or experts may be issued by the Mayor upon written application made to him, signed by the applicant and setting forth the time, place and character of the proposed display and the name and address of the person or persons who will supervise the same, provided that in the opinion of the Mayor, such proposed display will be of such character, so located, supervised and discharged or fired as not to endanger life or property, and provided further that the application for such permit be made not less than 15 days prior to the date of the proposed display.

(*Ord. 270, 3/12/1935, §2; as amended by Ord. 828, 6/12/2003, §1*)

§7-303. Penalty.

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 shall constitute a separate offense.

(*Ord. 270, 3/12/1935, §3; as amended by Ord. 828, 6/12/2003, §1*)

