

24-2 OPEN BURNING.

24-2.1 Legislative Findings; Policy; Applicability.

a. The Mayor and the Municipal Council of the Township of Woodbridge find that open burning and burning of combustible materials in a residential setting may pose a serious hazard to the public health, safety, general welfare and the quality of life of the residents of Woodbridge Township. The public has a right to and should be ensured of an environment free from noxious fumes and the threat of fire. It is the policy of the Township of Woodbridge to prevent the danger of fire from open burning which is a detriment to the public health, comfort, safety, welfare and quality of life.

b. The necessity in the public interest for the provisions, prohibitions and controls hereinafter contained and enacted is declared as a matter of legislative determination and public policy and are for the purpose of securing and promoting the public health, comfort, safety and general welfare and quality of life of the residents of the Woodbridge Township.
(Ord. #08-70)

24-2.2 Definitions.

For the purpose of this section, the following definitions shall apply:

Chiminea, outdoor fireplace, outdoor fire pit shall mean as defined by the manufacturers, approved containers for open burning.

Firewood shall mean trunks and branches of trees and bushes, but does not include leaves, needles, vines or brush smaller than three (3) inches in diameter.

Nuisance shall mean any odor, emission, or event that prevents the reasonable use and enjoyment of one's property.

Open burning shall mean an outdoor fire where wood or any combustible materials are burned for entertainment. Open burning is allowed at single-family homes, duplexes and townhomes without a permit provided the regulations set forth herein are met.

Treated lumber shall mean dry wood which had been milled and dried and has been treated or combined with any petroleum product, glue, chemical, preservative, adhesive, stain, paint or other substance.

Untreated lumber shall mean dry wood which has been milled and dried but which has not been treated or combined with any petroleum product, glue, chemical, preservative, adhesive, stain, paint or other substance.

(Ord. #08-70)

24-2.3 Open Burning Regulations.

a. Open burning in approved containers shall be allowed without a permit at single-family homes, duplexes, townhomes, subject to the regulations contained herein.

b. Fires shall be limited to a maximum three (3) foot diameter and two (2) foot height, and must be contained in a noncombustible chiminea, outdoor fireplace, fire pit or other method, approved by the Fire Prevention Officer.

c. All openings in the container or fire pit must be covered with wire mesh or other screening materials that will prevent the passage of sparks or embers.

d. Fires must be kept at least ten (10) feet from any structure or combustible exterior wall.

- e. Fires must be constantly attended.
 - f. No such fire or container used for open burning may be used on any porch, deck, balcony or any other portion of a building; within any room or space; under any building overhang.
 - g. The burning of yard waste, leaves, brush, vines, evergreen needles, branches smaller than three (3) inches in diameter, treated lumber, garbage, paper products or anything other than firewood as set forth herein is prohibited.
 - h. All open fires as set forth herein shall be extinguished no later than 1:00 a.m.
 - i. The Fire Prevention Officer, Police Officer or Code Enforcement Officer may order any open fire, or use of a chiminea, outdoor fireplace or fire pit which creates a nuisance, to be extinguished.
- (Ord. #08-70)

24-2.4 Enforcement.

- a. This section shall be administered by the Fire Prevention Officer, the Police Department and the Code Enforcement Office.
 - b. Any person, firm or corporation, violating any of the provisions of this section, shall be liable to a fine not exceeding the sum of one thousand two hundred fifty (\$1,250.00) dollars, or to imprisonment not exceeding ninety days, or both.
- (Ord. #08-70)