

ORDINANCE 2019-01

ORDINANCE AMENDING ORDINANCE 11.13.08 FOR THE TOWNSHIP OF SHREWSBURY AND ALL SUBSEQUENT ORDINANCES CONCERNING OUTDOOR FUEL BURNING EQUIPMENT

WHEREAS, the Mayor and Township Committee of the Township of Shrewsbury is deeply concerned about the health and environmental affects concerning the emission of smoke from fuel and/or wood burning outdoor equipment; and

WHEREAS, The Township first adopted Ordinance 11.13.08 prohibiting certain outdoor fuel/wood burning equipment.

NOW THEREFORE BE IT ORDAINED, by the Mayor and Township Committee of the Township of Shrewsbury that Outdoor Fuel/Wood Burning Equipment Ordinance shall be amended as follows:

Section 1 – Definitions.

Chiminea Fire Pits: Means a chimney structure over a fire vent for smoke and embers to travel upwards serving the same purposes as fire bowls, fire pits and outdoor fireplaces.

Fire Bowls, Fire Pits and Outdoor Fireplaces: Means affixed or mobile units used to burn natural wood or other combustible materials for heat and/or aesthetic reasons placed outdoors.

Firewood: Means trunks and branches of trees and brushes or chopped or artificially prepared logs or chopped wood products.

Fuel: Means solid, liquid or gaseous materials used to produce heat by burning.

Outdoor Furnace: Means any equipment, device or apparatus, or any part thereof, which is in installed, affixed or situated outdoors for the primary purpose of combustion of fuel to produce heat or energy used as a component of a heating system providing heat for any interior space.

Smoke: Means small gas borne and airborne particles, exclusive of visible condensed water vapor, arising from a process of combustion in sufficient number to be observable.

Smoker(s): Means any outdoor cooking appliance that can maintain low cooking temperatures for extended periods of time while producing smoke and holding it around meat for absorption.

Section 2 – Regulation Established.

It shall be prohibited for any person, cooperative, condominium, corporation, Limited Liability Company to make use of outdoor fuel burning equipment, open fires, stacks or chimneys, fire bowls, fire pits and outdoor fireplaces, chiminea fire pits, outdoor smokers or other outdoor equipment that emits smoke from said equipment in the Township of Shrewsbury. Excluded from this prohibition are standard gas and charcoal grills only; operated according to manufacturer's instructions and specifications for the sole purpose of cooking or grilling outdoors. It shall also be prohibited to burn any leaves, flowers, grass, organic or inorganic

matter or material by any person, cooperative, condominium, corporation, Limited Liability Company within the confines of this municipality.

Section 3 – Violations and Penalties.

Any person who violates any provision of this Chapter or Code established herein or any order made pursuant thereto or who shall refuse to comply with any such order upon conviction thereof shall be liable to a penalty not to exceed Two Thousand Dollars (\$2,000.00); imprisonment for a term not exceeding ninety (90) days or a period of community service not exceeding ninety (90) days or any combination thereof.

BE IT FURTHER ORDAINED, that all Ordinances or parts of Ordinances which are inconsistent herewith are repealed, but only to the extent of such inconsistency.

BE IT FURTHER ORDAINED, that the amended Ordinance shall become effective immediately upon its final passage and publication as required by law.

Glenwood Puhak Township Committee Person introduced the aforesaid Ordinance and Township Committee Person Lester Jennings seconded said Ordinance for introduction.

ROLL CALL

Affirmative: Puhak, Jennings, Nolan

Negative: None

Abstain:

Absent:

Dated: February 26, 2019

Glenwood Puhak Township Committeeperson moved the aforesaid Ordinance for second reading for Public Hearing and upon closure of said Public Hearing moved for its final reading and adoption, seconded by Edward Nolan, Mayor.

ROLL CALL

Affirmative: Puhak, Jennings, Nolan

Negative: None

Abstain:

Absent:

Dated: March 12, 2019 Ordinance Adopted

EDWARD NOLAN, Mayor

ATTEST:

PAMELA HOWARD
CLERK