

Parma Heights Open Burning Ordinance 1505

Chapter 1505.02 section F-315.0 (Burning Refuse or other material outdoors)
Chapter 1505.02 section F-316.0 (Creation of smoke)
Chapter 1505.02 section F-105.5.1 (Penalties and violations)

Section F-315.0 BURNING REFUSE OUTDOORS (Added)

Section F-315.1 General: No person shall burn any refuse, rubbish, garbage or other material of any kind, or, being the owner or in possession or control of any premises within the City, cause, procure or knowingly permit such burning outdoors, in such a manner as to produce smoke or odors which are offensive or injurious or in any way prejudicial to the health or comfort of any person within the City or injurious or destructive to any property therein.

Section F-316.0 CREATION OF SMOKE (Added)

Section F-316.1 General: The emission within the City of smoke the density of which is equal to or greater than Number Three on the Ringelmann Chart, as published and used by the United States Bureau of Mines, from a steam roller, derrick, shovel, tar kettle or other similar machine, or from the smokestack or chimney of a building or premises, or from an incinerator, except for six minutes in any one hour, during which time the fire box is cleaned out or a new fire built therein, is hereby declared to be a nuisance and may be summarily abated by any member of the Police Department or Fire Department. In addition to the equitable remedy provided for herein, any person causing such emission or permitting the same from the premises or machines within his control shall be subject to the penalty provided in Section F-105.5.1.

Section F-105.5.1 Penalty and violations: (Amended)

Whoever violates or fails to comply with any of the provisions of this Fire Prevention Code, or any order made thereunder, or builds in violation of any detailed statement of specifications or plans submitted and approved thereunder, or any certificate or permit issued thereunder, and from which no appeal has been taken, or fails to comply with such an order as affirmed or modified by Council or a court of competent jurisdiction, is severally for each and every such violation and noncompliance respectively, guilty of a misdemeanor of the first degree and shall be fined not more than one thousand dollars (\$1,000) or imprisoned not more than six months, or both.

Imposition of one penalty for a violation shall not excuse the violation or permit it to continue and all such persons shall be required to correct or remedy such violations or defects within a reasonable time. When not otherwise specified, a separate offense shall be deemed committed each day that prohibited conditions are maintained.