

ORDINANCE NO. 2001-3

AN ORDINANCE OF THE BOROUGH OF NEW BERLIN, UNION COUNTY,
AMENDING ORDINANCE 88-6 TO REGULATE THE OPEN BURNING OF
ALL SUBSTANCES WITHIN THE BOROUGH AND PRESCRIBING
PENALTIES FOR VIOLATION

BEING ENACTED AND ORDAINED by the Borough Council of the Borough of New Berlin, Union County, as follows:

ORDINANCE 88-6 shall be amended and expanded to include:

Section A. It shall be unlawful to burn any garbage or any organic refuse, (i.e, leaves, grass, etc.), that smolders or gives off obnoxious odors, or to burn any cardboard, plastics, aluminum and bi-metal materials, clear and colored glass, newspapers, magazines (hereinafter recyclables) or hazardous waste, as the same may be defined under applicable federal, state and local statutes and ordinances, outside of any building, at any time, within the Borough.

Section B. It shall be unlawful to burn any material that may be blown about by the wind within the Borough unless the same is burned in a stove, fireplace, or furnace, or in an incinerator, sufficiently constructed to prevent the escape of ignited sparks or particles in the air. Such receptacle must be equipped with a top so constructed as to prevent fly ash from escaping into the atmosphere.

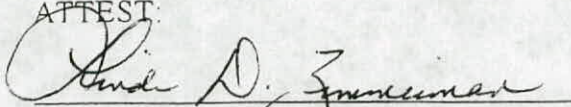
Section C. It shall be lawful to burn allowable materials only on Tuesday, Thursday, and Saturday from 6:00 AM to one hour before sundown, prevailing time. It shall be unlawful to burn allowable materials on any holiday, even if that holiday shall fall on a Tuesday, Thursday, or Saturday.

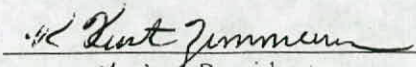
Section 3. Any person or corporation violating any provisions of this ordinance shall be fined not less than \$25.00 nor more than \$600.00 and a separate offense shall be deemed committed each day during or in which the violation occurs or continues.

The balance of 88-6, except as amended herein, shall remain in full force and effect.

ENACTED AND ORDAINED this 12th day of December, 2001. Effective five (5) days from the date of enactment.

ATTEST:


Secretary


Vice-President

ORDINANCE NO. 2001-3

AN ORDINANCE OF THE BOROUGH OF NEW BERLIN, UNION COUNTY,
AMENDING ORDINANCE 98-6 TO REGULATE THE OPEN BURNING OF
ALL SUBSTANCES WITHIN THE BOROUGH AND PRESCRIBING
PENALTIES FOR VIOLATION

BEING ENACTED AND ORDAINED by the Borough Council of the Borough of New
Berlin, Union County, as follows:

ORDINANCE 88-6 shall be amended and expanded to include:

Section A. It shall be unlawful to burn any garbage or any organic refuse, (i.e, leaves, grass, etc.), that smolders or gives off obnoxious odors, or to burn any cardboard, plastics, aluminum and bi-metal materials, clear and colored glass, newspapers, magazines (hereinafter recyclables) or hazardous waste, as the same may be defined under applicable federal, state and local statutes and ordinances, outside of any building, at any time, within the Borough.

Section B. It shall be unlawful to burn any material that may be blown about by the wind within the Borough unless the same is burned in a stove, fireplace, or furnace, or in an incinerator, sufficiently constructed to prevent the escape of ignited sparks or particles in the air. Such receptacle must be equipped with a top so constructed as to prevent fly ash from escaping into the atmosphere.

Section C. It shall be lawful to burn allowable materials only on Tuesday, Thursday, and Saturday from 6:00 AM to one hour before sundown, prevailing time. It shall be unlawful to burn allowable materials on any holiday, even if that holiday shall fall on a Tuesday, Thursday, or Saturday.

Section 3. Any person or corporation violating any provisions of this ordinance shall be fined not less than \$25.00 nor more than \$600.00 and a separate offense shall be deemed committed each day during or in which the violation occurs or continues.

The balance of 88-6, except as amended herein, shall remain in full force and effect.

ENACTED AND ORDAINED this ____ day of _____, 2001. Effective five
(5) days from the date of enactment.

ATTEST:

President

Secretary