

# **CHAPTER 35**

## **STORAGE OF FIREWOOD**

BOROUGH OF WYALUSING  
ORDINANCE NO. 35

AN ORDINANCE CHAPTER NO. 35, STORAGE OF FIREWOOD, OF THE CODE OF THE BOROUGH OF WYALUSING, COUNTY OF BRADFORD, COMMONWEALTH OF PENNSYLVANIA.

The Borough of Wyalusing hereby ordains and enacts as follows:

ARTICLE I, Storage of Firewood

§ 01. Definitions; word usage.

A. As used in this article, the following terms shall have the meanings indicated, except where the context clearly indicates a different meaning. Any word or term not defined herein shall be used with a meaning of standard usage.

COMMERCIAL PROPERTY- Any area within Wyalusing Borough, which contains a commercial building.

COOKING DEVICE -- Any indoors or outdoors wood-burning device used for cooking, such as but not limited to a grill or a barbecue.

DWELLING -- Any building designed to provide for the residence of one or more family units.

FIREWOOD -- Wood or like material commonly used for burning in a residential, industrial, or commercial fireplace or cooking device.

INDUSTRIAL PROPERTY- Any industrial area within Wyalusing Borough, which contains an industrial building.

PERSON -- The legal owner, or beneficial owner, of any residence, whoever holds dominion and control over such residence, whether such owner is an individual, partnership, association or corporation.

RESIDENTIAL PROPERTY- Any area within Wyalusing Borough, which contains a dwelling.

B. In this article, the singular shall include the plural; the plural shall include the singular; and the masculine shall include the feminine and the neuter.

#### § 02. Requirements for storage.

Pursuant to the authorization provided by Borough Code, Section 53 P.S. §46202(6), and in order to make such regulations as may be necessary for the health, safety, morals, general welfare and cleanliness, and the beauty, convenience, and comfort, and safety of the Borough of Wyalusing and the inhabitants thereof, any person wishing to store firewood upon his residential, industrial, or commercial property must store such firewood according to the following requirements:

- A. The maximum amount of firewood that may be stored at any one time is five cords.
- B. The maximum height of any such stored firewood is six feet.
- C. The storage area for any such firewood must be no closer than six feet to the property line.

#### §03. Enforcement.

This article shall be enforced by the Ordinance Enforcement Officer, Borough Manager or Council designee.

#### § 04. Violations and penalties.

Any person, herein defined, who permits such storage of firewood upon his residential, industrial, or commercial property so as to violate the provisions of this article shall, upon conviction before any Magisterial Judge, be subject to a fine of not exceeding \$600.00, and costs of prosecution, and in default of payment of fine and costs, the violator may be imprisoned in the county jail for not more than 30 days. Each and every day, which any person shall be in violation of this article, shall constitute a separate offense.

THIS ORDINANCE shall take effect immediately upon adoption.