

AN ORDINANCE OF THE TOWNSHIP OF CHANCEFORD  
YORK COUNTY, PENNSYLVANIA, PROHIBITING OPEN  
FIRES AT NIGHT, DEFINING TERMS, PROVIDING FOR  
PENALTIES FOR VIOLATION.

BE IT ORDAINED AND ENACTED by the Board of Supervisors of Chanceford Township, York County, Pennsylvania, and it is hereby ordained and enacted as follows:

SECTION I. Title

This Ordinance shall be known and may be cited as the Chanceford Township Night Burning Ordinance of 1983.

SECTION II. Definitions

The following words, terms and phrases, when used in this Ordinance, unless the context clearly indicates otherwise, shall have the following meanings ascribed to them:

- (1) PERSON – Any individual, partnership, association, syndicate, company, firm, trust, corporation, department, bureau, agency or other entity recognized by law as subject of rights and duties.
- (2) OPEN FIRE – A fire in which any material is burned in the open or in a receptacle other than a furnace or incinerator.
- (3) FURNACE – Any enclosed device specifically designed for the destruction of any material for the production of heat.
- (4) INCINERATOR – Any device specifically designed for the destruction by burning any combustible material.

SECTION III. Regulations

It being the intention of this Ordinance that all unattended open fires be completely extinguished during the hours of darkness, and that no unattended open fires be started during the hours of darkness. Campfires associated with outdoor recreation and/or cooking shall be allowed under controlled conditions. It shall be illegal to do any of the following acts:

- (1) Ignite, feed, or maintain, an open fire from one half hour prior to sunset until one half hour prior to sunrise, and/or
- (2) Permit any other person to ignite or maintain open fire upon one's land from one half hour prior to sunset until one half hour prior to sunrise.

SECTION IV. Penalties

Any person, firm, association, or corporation violating any of the provisions of this Ordinance shall come upon the conviction thereof before a District Magistrate, be subject to a penalty in the amount of One Thousand (\$1,000.00) Dollars for each and every offense. Each and every day that a violation of this Ordinance continues shall constitute a separate and distinct offense and shall be subject to separate and distinct penalties hereunder.

SECTION V. Repealer

All ordinances and resolutions or any parts thereof which are in conflict with this Ordinance are hereby repealed.

SECTION VI. Validity

The provisions of this Ordinance are severable, and if any section, clause, sentence, part or provision thereof shall be held illegal, invalid or unconstitutional by any court of competent jurisdiction, such decision of the court shall not affect or impair the remaining sections, clauses, sentences, parts or provisions of this Ordinance. It is hereby declared to be the intent of the Township of Chanceford, York County, Pennsylvania, that this Ordinance would have been adopted if such illegal, invalid or unconstitutional section, clause, sentence, part of provision had not been included herein.

SECTION VIII. Effective Date

This Ordinance shall become effective five (5) days after adoption.  
ORDAINED AND ENACTED this 2<sup>nd</sup> day of March, 1983.

CHANCEFORD TOWNSHIP  
BOARD OF SUPERVISORS

/s/ Denton Shaul

/s/ Donald E. Heffner

/s/ Harry J. Posey