



Derry Township Guidelines for Outdoor Burning:

- Under no circumstances shall any person *perform or cause any outdoor burning of any material which is explosive or which, when burned, may cause noxious or toxic emissions or smoke, such as, but not limited to, garbage, rubber, roofing shingles or other asphalt roof coverings, tires and other similar material.*
- No person shall perform or cause any outdoor burning of any of the following recyclable materials: *newspaper, cardboard, magazines, and other paper products, glass materials, plastic materials, steel cans, aluminum cans, leaves, and Styrofoam materials.*
- No person shall cause or permit the outdoor burning of any material in such a manner that emissions are or may be deleterious to human or animal health.
- No person shall cause or permit the burning of any material that will cause damage to ground cover or vegetation in excess of 10 feet of the fire, or cause damage to any live or standing trees and shrubbery on the property upon which the burning is taking place or any vegetation, trees or shrubs on adjoining property.
- No person shall ignite, burn, or set fire to any material on the public right-of-way of any street or alley, except as permitted in [§78-4B\(1\)](#) and [\(2\)](#) of this chapter.
- No person shall ignite, burn, or set fire to any material on any right-of-way that may endanger or cause damage to any public or private utility structure or equipment including, but not limited to, stormwater facilities, such as piping, catch basins or outlet structures, or utility poles, electric, telephone, signal, television, gas, oil or fuel equipment lines or piping, and sewer or water utility structures or piping.
- No person shall ignite, burn, set, or maintain any outdoor fire without having obtained, when applicable or required, a permit or authorization from the Pennsylvania Department of Environmental Protection or the United States Environmental Protection Agency.
- No person shall ignite, burn, set, or maintain any outdoor fire that will threaten or cause damage to any building or structure unless specifically authorized in [§78-4B\(5\)](#) of this chapter.
- No person shall conduct any open burning or outdoor burning, whether in an approved container or outdoor fireplace, except as those types are permitted in [§78-4B\(1\)](#) through [\(6\)](#), and approved bonfires, [§78-4C\(4\)](#), on Sundays or Mondays and the following designated holidays: Christmas, Thanksgiving, July 4, Memorial Day and Labor Day.
- No person shall conduct or allow outdoor open burning or outdoor burning in an approved container unless the fire is attended by a competent person or persons who are equipped to control the fire.
- All outdoor open burning or outdoor burning in an approved container, except those types of allowable outdoor open burning as in [§78-4B\(1\)](#) through [\(5\)](#), and approved bonfires as in [§78-4C\(4\)](#), shall be done only during hours of daylight, from sunrise to sunset.
- When any U.S. government, Commonwealth of Pennsylvania, Township of Derry, or other government or jurisdictional agency thereof shall issue more stringent rules or regulations, whether permanent, temporary, general or specific to Derry Township, or sections thereof, those rules and regulations shall apply. This chapter shall apply when said jurisdiction or agencies have less stringent rules and regulations than contained in this chapter.

REMINDER: if a Burn Ban is issued by the National Weather Service or the Derry Township Police Department all outdoor burning is prohibited until the Burn Ban is lifted.



Derry Township Guidelines for Outdoor Burning:

OUTDOOR BURNING IN APPROVED CONTAINERS IN OUTDOOR FIREPLACES:

All burning in approved containers shall conform to all the "general restrictions" in [§78-3](#).

- All approved containers and outdoor fireplaces, except outdoor fireplaces using only propane or natural gas as fuel, shall be located when used for burning, at least 10 feet from a separately owned adjoining property, 25 feet from any structure on the property on which the burning is to take place, or non-dwelling structure on adjoining property, and 50 feet from a habitable dwelling on an adjoining property. *[Amended 1-24-2012 by Ord. No. 621]*
- Approved containers.
 - An appliance or device, other than an outdoor wood-fired boiler, used for outdoor burning approved by and listed by a recognized testing agency, which is installed and used in accordance with the listing and manufacturer's instructions. The use of such appliances is limited to residential or small commercial use not requiring a building permit for installation and approvals or permits of other state and federal agencies, the installation of which will be subject to applicable codes and regulations. *[Amended 1-24-2012 by Ord. No. 621]*
 - A metal or masonry barrel, pipe, or container which is no more than three feet in diameter or any horizontal distance, and no more than five feet total, vertically. There shall be no individual opening on the sides of these containers, except for an opening for drainage, ventilation, or combustion air, no greater than three inches in diameter, and closable doors or openings intended for use for loading or igniting a fire. These closable openings shall be kept closed and only be opened during burning for loading, igniting, or extinguishing the fire. All such containers shall have an opening at the top covered with a metal grating or mesh wire of not more than 3/8 inch opening in any dimension. This mesh or grating shall be removed only for igniting, loading, or extinguishing any fire in the container. Any material being burned must be contained entirely inside the container.
 - Outdoor fireplaces. Outdoor fireplaces constructed and generally intended for recreational use as defined in this chapter for residences and small commercial applications may be considered approved for contained burning under this section. Such fireplaces shall have an essentially contained fire chamber in which all burning takes place and a flue or chimney through which exhaust, gas, smoke, and emissions escape. The flue or chimney must have a spark arrester or screen covering if said chimney or flue is of insufficient length or such construction as to prevent the emissions of sparks and ash. A screen covering will be required over any fire chamber which has an open-top surface which may allow spark and ash emission.

For further resources, please go to:

Source: [Township of Derry, PA Burning, Outdoor \(ecode360.com\)](http://Township of Derry, PA Burning, Outdoor (ecode360.com))

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