



## **AN ORDINANCE PROHIBITING OPEN FIRES IN THE TOWN OF PINE LEVEL**

- Section 1. Open Fires — Prohibited**
- Section 2. Same — Outdoor barbecues exempted**
- Section 3. Fire Prevention Code Adopted.**
- Section 4. Exception**
- Section 5. Penalty**
- Section 6. Effective Date**

**Statutory Reference: G.S. I 60A-174**

### **Section 1 Open Fires — Prohibited**

No open fires are permitted in the town for the purpose of burning leaves, trash or other combustible material. Private incinerators of metal or outdoor fireplace construction are considered as open-burning, and their use is not allowed.

### **Section 2 Same — Outdoor barbecues exempted**

The use of barbecue grills for the preparation of family meals is exempt from Section 1. Other exemptions under state law will be made only upon issuance of a permit by the State Department of Environment, Health, and Natural Resources or its successor, or pursuant to Section 4 of this ordinance.

### **Section 3 Fire Prevention Code Adopted**

The current edition of the North Carolina Fire Protection Code (North Carolina State Building Code, Volume V, Fire Prevention), as adopted and published by the North Carolina Building Code Council and as amended, is adopted by reference as fully as though set forth herein as the fire prevention code for the town.

### **Section 4 Exception**

If a unique situation develops wherein the burning of combustible materials becomes necessary ( ex. — burning of a dwelling, burning off agricultural properties within the city limits), the property owner may petition the Pine Level Town Board of Commissioners for a special permit.

**Section 5      Penalty**

In accordance with G.S. 160A-175, violation of any provision hereof shall be a misdemeanor as provided in G.S. 14-4, punishable on conviction by a fine not exceeding \$500.

**Section 6      Effective Date**

This ordinance shall become effective as of April 6, 1993, and shall supercede any such ordinance that may have been in effect prior to that date.

**ADOPTED, THIS THE 2ND DAY OF MARCH 1993.**

**Phil Pittman  
Mayor**

**Attest:**

**Sharon Thompson  
Town Clerk**

**(seal)**

**AMENDMENT TO AN ORDINANCE PROHIBITING OPEN FIRES IN THE TOWN  
OF PINE LEVEL**

**Section 4. of An Ordinance Prohibiting Open Fires in the Town of Pine Level shall be amended to read as follows:**

If a unique situation develops wherein the burning of combustible materials becomes necessary (ex. — burning of a dwelling, burning of agricultural properties within the city limits), the property owner may apply at the Pine Level Town Hall for a special burning permit. The Public Works Superintendent, by authority of the Town Board, will then determine the sufficiency of the application and render a decision as to whether or not the burning may take place.

In the event of a negative decision being made by the Public Works Superintendent, the applicant may appeal the decision to the Town Board and petition the Board to grant them a special burning permit.

**AMENDED, THIS THE 22ND DAY OF APRIL, 1993.**

Phil Pittman  
Mayor

Attest:

Sharon Thompson  
Town Clerk