

**Resolution  
Of the  
Board of Directors  
Of  
Beech Mountain Lakes Association**

**RR021: OPEN BURNING  
RULES AND REGULATIONS**

The Beech Mountain Lakes Association, Inc. (BMLA), pursuant to Pennsylvania Law, has adopted the following resolution, at a regular meeting of the Board of Directors.

**RECITALS:**

**Whereas,** The Beech Mountain Lakes Protective Covenants, Declarations, and Rules and Regulations (Documents) charge BMLA with certain responsibilities regarding the care, maintenance, service, and preservation of the Common Areas within Beech Mountain Lakes Association in Drums Pennsylvania; and

**Whereas,** Documents Section 4.2 **Operation and Management:** paragraph 3 reads:

*"The entity which holds title to a Common Area shall have the sole and exclusive right and duty to manage and operate the Common Areas which it owns, including, without limiting the generality of the foregoing, the right:*

*... (b) to promulgate amend and rescind from time to time general policies and guidelines governing the use of such Common Areas;"*; and

**Whereas,** BMLA is in need of a uniform policy for the use of recreational fires, that is, campfires and the like;

**NOW, THEREFORE,** BE IT RESOLVED that the BMLA does hereby adopt the following rules therefor:

1. The Ordinances of Butler Township relating to Outdoor Burning shall be specifically included in these Rules as follows:

**"Butler Township Ordinances: Section 102 - Outdoor Burning Prohibited**  
states:

1. It shall be unlawful for any person, partnership, company or corporation to burn treated or painted wood, brush, trash, papers, rubbish, garbage, rubber, tar, plastics, grass, newspapers, magazines, cardboard, garden materials, paper and paper products, out of doors anywhere in Butler Township. This section shall not prohibit the use of an outdoor fire for cooking or for recreation.

2. No person may permit the open burning of material in a manner that:
  - a) The emissions are visible, at anytime, at the point such emissions pass outside the property of the person on whose land the open burning is being conducted; or
  - b) Malodorous air contaminants from the open burning are detectable outside the property of the person on whose land the open burning is being conducted; or
  - c) The emissions interfere with the reasonable enjoyment of life or property; or
  - d) The emissions cause damage to vegetation or property; or
  - e) The emissions are or may be deleterious to human or animal health."

**BML will comply with all burning bans issued by Butler TWP.**

2. **The PROTECTIVE COVENANTS, EXCEPTIONS, RESERVATIONS AND CONDITIONS for Beech Mountain Lakes** (Section 13.9 Garbage and Refuse Disposal) further stipulate that:

No Owner shall burn or permit the burning out-of-doors of garbage, trash, or other household refuse.

3. **Therefore**, the following rules shall be effective throughout Beech Mountain Lakes:
  1. No owner, visitor, Quail Hollow registered guest, family member or other guest may burn or allow to be burned any substance, including leaves, that is not allowed by Butler Township in, on, or adjacent to Beech Mountain Lakes;
  2. No fires may be built on the ground;
  3. Only equipment generally called a "**portable fire pit**", as described below, may be used and **must include spark screen**;
  4. Prior to each use of a portable fire pit, the Resident must contact the office or guard shack time to verify that no burning ban is in effect;
  5. An adult must be at the site of the portable fire pit at all times during its use;
  6. No fires are allowed in any green space or common area other than the Campground;
  7. A Water hose connected to a water source must be at and within a reasonable distance from the fire site

This rule shall not prohibit the use of an outdoor fire for cooking, if properly contained in a **grill** (see below) or other non-combustible receptacle.

4. **Penalty.** The penalty for violating the BML Open Burning regulation is:

1. First offense: \$ 100;
2. Second offense: \$ 250;
3. Third and subsequent offenses: \$ 500.

**5. Definitions:**

References to **Portable fire pit** include, but are not limited to the following:

•**Portable fire pit** - There are several makers of portable outdoor fire pits. These are generally large metal (some are ceramic) bowls with legs and a mesh lid. Some have wheels on two legs for easy portability. Some also come with a grill grate that can be placed on top so that the fire pit can double as a barbeque; others can hold a rotisserie device for roasting meats.

•**Wood Burning Grill or Fire Pit Grill** - A wood burning grill is a fire pit which is specifically designed for fire pit cooking. It comes with a grill grate which fits on the firepit above the firewood embers. Some have available rotisseries so that large roasts can be slowly cooked.

•**Fire pit table** - Many fire pits are built into an outdoor table or have a table-like rim around the fire pit. This is handy both for holding food that is being grilled but also for resting beverages or plates.

•**Cast iron fire pit** - Many portable outdoor fire pits are made from cast iron which is heavy and strong. It is a good relatively inexpensive material for a fire pit that will last a long time..

•**Copper fire pit** - A copper fire pit is a fancy option for an outdoor fire pit. Copper has a very high melting point, making it very durable and long lasting

•**Chiminea fire pit** - A chiminea fire pit is an enclosed outdoor fire pit which is generally taller than it is wide. They usually have a tall chimney-like top to them, but vary in styles and materials. Some are made of various metals and also may be found made of terra cotta.

•**Gas fire pit** - Similar to other types of portable fire pits except that they are fueled by liquid propane.

#### **Types of Outdoor Grills:**

•**Charcoal Grill** - The classic outdoor grill and barbecue.

•**Gas Grill** - A grill, usually fueled by a propane tank. It may have an accessory smoker box to hold mesquite, hickory or other smoking woods to add some smoke flavors.

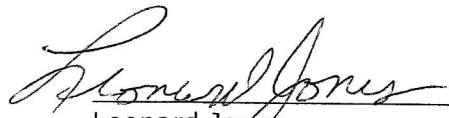
•**Smoker Grill** - A smoker grill makes it easier to slowly smoke foods at low heat using aromatic smoking woods for intense flavor and tender meat.

•**Terra Cotta or Ceramic Grill** - Popular overseas, they are generally inexpensive and pretty portable

This Resolution shall be effective on the first of September, 2009.

Adopted this 26<sup>th</sup> day of July, 2009.

  
James P. McGuire  
President

  
Leonard Jones  
Secretary/Treasurer