

TOWN OF MAGNOLIA

ARTICLE VI Fire Regulations

Introduction:

The Town of Magnolia and all residents thereof shall abide by any and all State of Delaware, Kent County and/or Federal Fire Protection Laws, as well as Magnolia Town ordinances and regulations. All such violations shall be subject to fines and penalties accordingly. At all times the safety and well-being of the residents and their property shall be the primary scope of enforcement.

Enforcement of any violation of the applicable fire regulations may be enforceable by and through any authorized law enforcement agent, State Fire Marshal or their designee, the Magnolia Fire Chief or their designee or at the request or assistance of any authorized or qualified fire person, whether volunteer or paid.

601. Accumulation of Trash and Debris

At no time shall a resident in the Town of Magnolia allow to accumulate any amount of trash, debris, personal items, toys, parts, household items, construction debris, or any other item that could be considered a fire hazard, or that could block access to the property by an emergency response vehicle. Any violation of such accumulation shall be remedied by first receiving notice to clear the matter within 72 hours. Should the debris not be removed within the required time, a fine in the amount of \$75.00 shall be imposed, with an additional \$35.00 per day following until it is resolved. Should the matter not be cleared within ten days of the initial citation, the Town may remove and discard the materials and the cost will be assessed to the property owner accordingly. A lien may be attached to the property pending payment of such costs.

602. Discarding Lit Cigarettes or Burning Objects

It shall be unlawful to discard upon any roadway or property within the Town of Magnolia any item that may spark or ignite fire, which includes, but not limited to a lit cigarette or any other burning or smoldering item. The penalty for such endangerment of life or property shall be a minimum fine of \$250.00 and a maximum of \$1000.00 and should any property damage occur, restitution shall be ordered, including the cost of extinguishing such fire.

603. Burning Trash

It shall be unlawful to burn trash, leaves or any other item within the Town of Magnolia. The fine for burning trash or any other debris mentioned herein in the Town of Magnolia shall be a minimum of \$250.00 and a maximum of \$1000.00 plus the cost of any damage such burning may cause and reimbursement to the Magnolia Fire Company for extinguishing such fire.

This shall include, but not be limited to: construction waste, refuse, or any other item as noted in the open burning regulations issued by the State of Delaware, Department of Natural Resources and Environmental Control.

604. Interfering with Emergency Response Vehicles

Any person interfering with an emergency response vehicle (which includes a volunteer fire fighter responding to an alarm, provided such is identified accordingly) shall be fined a minimum of \$250.00 and a maximum of \$1000.00.

605. Fireworks

For the safety of its residents and any structures within, the discharge or launching of fireworks at any time (including holiday periods and special gatherings) within the Town of Magnolia is prohibited, with the exception of events sponsored by the Town of Magnolia.

Effective July 2012