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**City of Myrtle Beach**  
**SOUTH CAROLINA**  
**FIRE DEPARTMENT**

**Sec. 9-50. Purpose.**

This article is intended to promote the public health, safety and welfare and to safeguard the health, comfort, living conditions, safety and welfare of the citizens of the City of Myrtle Beach by regulating the air pollution and fire hazards of outdoor burning.

(Ord. No. 2013-19, 3-26-13)

**Sec. 9-51. Definitions.**

*Clean wood* means natural wood charcoal, natural wood or cull cut lumber which has not been painted, varnished or coated with a similar material; has not been pressure treated with preservatives; and does not contain resins or glues as in plywood or other composite wood products; provided however, commercially available fireplace logs, starter logs and similar products are also considered clean wood.

*Construction and demolition waste* means building waste materials, including but not limited to waste shingles, insulation, wood to which any protective coating, chemical treatment or fixative has been applied, or in any nail, tack or similar fixative is embedded, wiring, plastics, packaging, and rubble that results from construction, remodeling, repair, and demolition operations on a house, commercial or industrial building, or other structure.

*Cull lumber* means construction lumber with has not been treated, or had any varnish, paint, resin, glue or other fixative applied to its surface, and has no nails or tacks. Cull lumber specifically does not include press wood, plywood, composite wood or similar wood-based products.

*Fire chief* means the Chief of the Myrtle Beach Fire Department, or other person designated by the fire chief.

*Open burning* means kindling or maintaining a fire where the products of combustion are emitted directly into the ambient air without passing through a stack, chimney or filtering system. This includes burning areas which are contained such as burn barrels, in ground or above ground burn pits or fire rings of masonry or metal construction, patio wood burning units or other similar contrivances, as well as non-area contained campfires.



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*Patio wood-burning unit* means a chimnea, patio warmer, or other portable wood-burning device used for outdoor recreation and/or heating.

*Recreational fire* means the burning of clean wood and wood charcoal contained in an outdoor fireplace, barbecue grill, masonry or metal fire pit or ring for pleasure, religious, ceremonial, cooking or similar purposes.

*Refuse* means anything that can be fuel for fire other than clean wood and cull lumber, and includes cardboard, paper or plastic, rubbish, debris or trash, and any putrid, unhealthy or unwholesome part of any dead animal, broken furniture, or waste material.

*Yard waste* means all trees, all shrubbery, hedge trimmings, tree limbs, branches and trimmings, plant and shrub trimmings, leaves and limbs, yard cleanings, and other similar items which are not cultivated nor cared for by persons owning or controlling the premises.

*(Ord. No. 2013-19, 3-26-13)*

**Sec. 9-52. General prohibitions.**

(a)

It shall be unlawful for a person to engage in open burning in the City of Myrtle Beach unless the burning is specifically permitted by this article, or under the International Fire Code.

(b)

It shall be unlawful for a person to engage in open burning of refuse and yard waste in the City of Myrtle Beach.

(c)

It shall be unlawful for a person to engage in open burning of construction and demolition waste on a job site in the City of Myrtle Beach; provided however, cull lumber which has not been treated, painted, glued, or had resin applied, and contains no nails, tacks or other fixatives, may be burned only if Department of Health and Environmental Control (DHEC) regulations are followed.

*(Ord. No. 2013-19, 3-26-13)*



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**Sec. 9-53. Right of entry and inspection.** 

The fire chief or any authorized officer, agent, employee or representative of the municipality, who presents credentials may inspect any of the grounds or property for the purpose of ascertaining compliance with the provisions of this article, and such entry and inspection shall be in compliance with state and local law regarding code inspections.

*(Ord. No. 2013-19, 3-26-13)*

**Sec. 9-54. Enforcement and penalties.** 

The fire chief is authorized to enforce the provisions of this article by immediate extinguishment of any open burning that negatively impacts public health, safety or welfare, and to issue ordinance summons for violations.