

Town of Tuxedo

1 Temple Drive
Tuxedo NY 10987

Code Enforcement Officer David Maikisch: Office – (845) 351-4421 Cell – (845) 803-0542
Police: (845) 351-5111 / Fire Chief Brian Malone 845-721-3681

Restricted Burning Permit Application

Name: _____

Address: _____

Telephone: _____

Burning Dates Requested: _____

Burn Site: _____

Materials being burned: _____

Means of Extinguishment: _____

I hereby affirm under penalty of perjury that information provided on this form is true to the best of my knowledge and belief. False statements herein are punishable as a Class A Misdemeanor pursuant to Section 210.45 of the penal law.

I agree to the conditions, inspections, regulations and notifications set forth by the Town of Tuxedo, Department of Environmental Conservation and the New York State Fire Code. (Conditions are listed and acknowledged on reverse side)

I agree to Tuxedo Local Authority as being the Issuing Agent.

_____ Date: _____
Signature of Permittee

To be completed by Town of Tuxedo Fire Inspector

Site Visit Date: _____ Burning Dates Permitted: _____

Approved _____ Disapproved _____

Reason for Disapproval:

Comments:

This permit is issued and accepted subject to all the rules and regulations of NYC Dept. of Conservation and the Fire Code of New York State.

Fire Inspector

Date

Town of Tuxedo Restricted Burning Permit Conditions

1. **Inspection** of the burn site area must be completed by the Fire Inspector for verification of fire area isolation, means of extinguishing and materials to be burned.
2. **Approval** from Local Authority must be granted prior to burning. (Telephone #'s on reverse side)
3. Burning is prohibited on dates when Local Authority contacts the permit holder of dangerous conditions. (High winds, dry conditions or National Warnings listed at www.nws.noaa.gov).
4. There shall be no burning of garbage, building materials, pressure treated wood or hazardous materials.

Signature of Permittee: _____ **Date:** _____

NYS DEC Restricted Burning Rules and Regulations

1. Where local ordinances restrict open fires, the permit holder shall also obtain permission from local fire departments or other local authority having jurisdiction.
2. Tree trunks, stumps and roots shall not be burned and tires, fuel oil or similar materials which cause visible emissions shall not be used or sustain an open fire.
3. The permit holder shall not conduct open burning during any stage of an air pollution episode or when a period of high fire danger is announced by the State Commissioner of Environmental Conservation.
4. Materials to be ignited shall be isolated to prevent spreading and sufficient help must be present at all times to control fires.
5. No fire shall be unattended at any time or left unattended until entirely extinguished.
6. The permit holder shall be liable for damage to trees or other property resulting from fires ignited by him.
7. Should it become necessary to extinguish any fire, the permit holder shall pay the entire cost of suppression.
8. Restricted burning shall not cause contravention of any applicable ambient air quality standard or cause pollution.
9. This permit is valid only where the permit holder owns the site of open fire or where he has secured permission from the site owner. This permit authorizes no trespass on private property.
10. This permit must be at the burning site when burning is being conducted and must be available to any person who requests to see it.

Signature of Permittee: _____ **Date:** _____

New York State Fire Code 307.4

307.4 Location The location for open burning shall not be less than 50 ft. from any structure, and provisions shall be made to prevent the fire from spreading to within 50 ft. of any structure.

Exceptions:

1. Fires in approved containers that are not less than 15 ft. from a structure.
2. The minimum required distance from a structure shall be 25 ft. where the pile size is 3 ft. or less in diameter and 2 ft. or less in height.

307.4.1 Bonfires A bonfire shall not be conducted within 50 ft. of a structure or combustible material unless the fire is contained in a barbecue pit. Conditions which could cause a fire to spread within 50 ft. of a structure shall be eliminated prior to ignition.

307.4.2 Recreational Fires Recreational fires shall not be conducted within 25 ft. of a structure or combustible material. Conditions which could cause a fire to spread within 25 ft. of a structure shall be eliminated prior to ignition.

Signature of Permittee: _____ **Date:** _____