

**#27 BURNING PERMITS**  
**Adopted by Town Meeting Vote**  
**March 18, 1995 – Article 16**

Residents of Rye may obtain a permit to burn brush under the following guidelines of the Rye Fire Department, Division of Forest and Lands, and Department of Air Pollution:

1. A permit from the local Forest Fire Warden or designee must be obtained.
2. No burning allowed between the hours of 9:00 a.m. and 5:00 p.m. unless raining.
3. Burning during rain shall be at the discretion of the local Forest Fire Warden or designee.
4. If rain stops during a rain burn the fire shall be extinguished immediately, unless it is after 5:00 p.m.
5. No permit is needed when there is snow covered ground, but the Rye Fire Department shall be notified prior to burning at 964-6411.
6. Permits will not be issued if weather is unfavorable or proclamation closing woodlands is in force. Unfavorable weather conditions shall be determined by the local and/or State Forest Fire Warden. In the absence of the local warden his designee shall make the determination.
7. Permits shall be issued to landowner, unless permission is granted to another responsible party in writing.

**PERMISSABLE MATERIAL ALLOWED TO BE BURNED**

1. Brush (not over 5" in diameter)
2. Unpainted wood
3. Untreated wood
4. Leaves, grass, hay, etc.

**NON-PERMISSION MATERIALS**

1. Pressure treated lumber
2. Brush over 5" in diameter
3. Painted lumber
4. Tires, rubber, plastics, styrofoam, etc.
5. Asphalt shingles
6. Demolition materials (without approval of Air Quality)
7. No petroleum based products

## **SAFETY PRECAUTIONS**

1. A safe distance from dwellings and/or buildings shall be maintained at all times, not only from sparks but radiant heat also. This includes utility lines.
2. A garden hose long enough to reach around the fire shall be maintained at all times **WITHIN ONE HUNDRED FEET OF A DWELLING OR STRUCTURE**.
3. Fires to be attended at all times by a responsible party.
4. All fires shall be extinguished at expiration date and time on permit.
5. Fires that are buried are not considered to be extinguished.
6. If fires are declared a nuisance by the Air Pollution Officials or local Forest Fire Warden or designee, the fire shall be extinguished if a single complaint is received.

## **LIABILITY**

1. Any person, firm or corporation causing or kindling a fire shall be liable under RSA 224 Forest Fire Permit Law.
2. Penalty per RSA 224 Forest Fire Permit Law:  
STATE: Fined not more than \$1,000.00 or imprisoned for one year.  
LOCAL: Not exceed \$350.00

## **BUILDING CONTRACTORS BURN PERMIT**

1. All building contractors burning permits shall be issued in accordance with the guidelines established by the Rye Fire Department, State Forest and Laws, and Department of Air Quality.
2. All piles to be burned shall be inspected by the local Forest Fire Warden or his designee prior to issuing a permit.
3. These permits [piles] shall be inspected only Monday-Friday between the hours of 8:00 a.m. and 3:30 p.m.
4. Any building contractors' burn inspections needed after these hours will be permitted if the contractor agrees in writing to a \$25.00 per hour charge.