

**Travis County Emergency
Services District # 1
18300 Park Dr
Jonestown, Texas 78645**



Phone 512-267-3586
Fire Marshal Hancock 512-662-2920
Deputy Fire Marshal Couch 512-431-4298

Application for Open Burning Permit

Name: _____

Mailing Address: _____ City/St/Zip _____

Phone: _____ Alt. Phone: _____ Fax: _____

Submitting Company Name: _____

Address: _____

Contact: _____

Address or Tract of Land this permit will be issued to (provide address or legal description):

This permit will be valid through the following date: _____

Fees are due at the time of application. Make checks payable to "Travis County ESD #1."

This permit cannot be transferred or conveyed to any other individual or property location.

The issued permit is subject to revocation by the code official due to non-compliance of the codes regulated by the permit holder.

Permit holder is required to contact proper authority for burn day information and logging of burns. 512-267-3586

Private (Individual)	Use on private property	\$0.00
Commercial (per project)	< .75 acres	\$150.00
Commercial (per project)	> 1 acres	\$300.00

The authority to conduct outdoor burning under this regulation does not exempt or excuse any person responsible from the consequences, damages, or injuries resulting from the burning and does not exempt or excuse anyone from complying with all other applicable laws or ordinances, regulations, and orders of governmental entities having jurisdiction, even though the burning is otherwise conducted in compliance with this regulation.

Applicant agrees to above and has received a copy of the rules and regulations for open burning. _____
Initial

Applicant verifies that he/she has signed this application in the capacity designated, if any, and further attests that he/she has read this document and understands its meaning.

Applicant Signature

Date

To be completed by TCESD1 Office			
Permit Number: _____	Fees Paid: Yes	No	N/A
Date: _____	Amount Paid: _____		
Time: _____	Received by: _____	EMP# _____	

Section 307.2 Open or Outdoor Burning - Notification, permission, or permit required.

(a) Permit required. For any outdoor burning, a permit shall be obtained from the FCO in accordance with section 105.6 prior to kindling a fire for any purpose, including, but not limited to, recognized silvicultural or range or wildlife management practices, prevention, or control of disease or pests, a bonfire, or any other outdoor burning within the city, except as permitted herein. All outdoor burning authorized within the city shall be conducted in full compliance with all applicable statutes, rules, or regulations, including the fire code, and in the case of conflict between any other applicable statute, ordinance, rule, or regulation, the more stringent provision shall prevail.

The following are exceptions to the requirements for a permit set forth above:

(1) Other than for outdoor burning for noncommercial preparation of food at a private residence, and only in a manufactured, closable grill, smoker, or similar device in accordance with manufacturer's instructions or in pre-fabricated grills specifically designed for such purposes at a public or private park; and

(2) Warming fires at a private residence, but only in portable or fixed containers, fireplaces, or fire pits specifically manufactured or constructed for warming fires in accordance with the manufacturer's or builder's instructions, and only so long as such fires are not offensive or objectionable to third parties due to atmospheric conditions or local circumstances that make such fires otherwise hazardous, the container, fireplace, or fire pit is on open soil or a concrete slab, fire-extinguishing equipment, such as dirt, sand, a water barrel, garden hose, or fire extinguisher is available for immediate utilization, the container, fireplace, or fire pit is constructed or used to prevent the escape of sparks, embers, and other combustion materials, and such fires are constantly monitored and attended by at least one person of at least 18 years of age until the fire is extinguished.

(b) Outdoor burning permit procedure.

(1) All outdoor burning conducted within the city must be authorized, shall require a permit, and may require an on-site visit prior to initiating any outdoor burning. The individual responsible for the outdoor burning shall contact the local fire department at (512)267-0080, Monday through Friday, 8:00 a.m.–5:00 p.m. for notification and instructions. After the request is received, the fire code official or fire department official may conduct an on-site inspection, if required, and permission may be granted to conduct the burn if said burn can be conducted in a safe manner and such burn is in compliance with all applicable statutes, laws, rules, or regulations, including the Texas Clean Air Act and the Texas Outdoor Burning Rule, title 30, Texas Administrative Code (30 TAC), sections 111.201–111.221. Open burning for residential maintenance, which is

defined herein as grass, leaves, hedge, and branch trimmings generated from a residential property only, does not require a permit fee, if such burning is occasional and not commercial in nature.

(2) Any open or outdoor burning other than that intended for residential maintenance described above, i.e. lot or landclearing, prescribed burning, or if in the code official's opinion any request that exceeds acceptable height, size or frequency, shall require a permit and payment of applicable permit fees. Application for such approval(s) shall only be issued to the owner or tenant of the land upon which the fire is to be kindled and from which the items to be burned are generated. At no time may any item be burned which is prohibited by applicable statute, law, ordinance, rule, or regulation.

(3) Open burning site requirements:

(i) Site inspected or approved by the fire code official or a fire department official.

(ii) Telephone available on site to contact 9-1-1.

(iii) Proposed burn site is at least 300 feet from any adjacent properties which have residential, recreational, commercial, or industrial use.

(iv) Wind and/or other environmental conditions are favorable as determined by fire code official.

(v) Cannot burn prohibited items.

(vi) Proposed burn site is manageable size and height as determined by fire code official.

(vii) Approved water source or extinguishing equipment available at burn site.

(viii) Burn site is downwind or at least 300 feet from any occupants that might be sensitive to smoke.

(ix) Applicant informed of burn regulations.

(x) Applicant must abide by any additional requirements provided by the fire code official.

(xi) When issued, all permits shall be kept on the premises designated therein at all times and shall be posted in a conspicuous place on the premises, or shall be kept on the premises' location designated by the fire code official.

Section 307.2.1 Authorization. All outdoor burning shall be done in accordance with Texas Outdoor Burning Rule title 30 Texas Administrative Code (30 TAC) sections 111.201–111.221. If a conflict should arise between this code and the Texas Outdoor Burning Rule, title 30 Texas Administrative Code (30 TAC), sections 111.201–111.221, then the more stringent rule shall apply. Where required by state or local law or this code, open or outdoor burning shall only be authorized with prior approval from the state or local air and water quality management authority or other authorities having jurisdiction, provided that all conditions specified in the authorization are followed. If issued, permits may be revoked at any time by the fire code official if any conditions or limitations set forth in the permit have been violated. This action, if taken, may result in fines, penalties as set forth herein, or additional fees issued by the city.

Sec. 5.107 Penalties

The city shall be entitled to bring a civil action, at law or in equity, as set forth in the city's fire code for the enforcement of the fire code in any court of competent jurisdiction to enjoin any violation of the fire code, or to impose a civil penalty in an amount not more than two thousand dollars (\$2,000.00) per day that a violation of this the fire code continues. Each day a violation continues after due notice has been served shall be deemed a separate offense hereunder. This section shall be in addition to any rights or remedies provided by section 109 of the IFC.