



VILLAGE OF SALEM LAKES FIRE & RESCUE

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COMMITTED TO SERVE PROFESSIONALLY, WITH HONOR, INTEGRITY AND COMPASSION

CHAPTER 280 – FIRES and FIRE PREVENTION

280-4. BURNING RESTRICTIONS

- A. No person, firm, organization or corporation shall start, maintain, sponsor, or allow to burn any uncontained fire, including bonfires, on any property owned, occupied or controlled by such person, firm, organization or corporation without first securing a written permit from the Fire Chief or authorized department member; provided, however, that the above provisions shall not apply to fires where less than one cubic yard of combustible yard waste is being burned. This exemption pertains only to the requirement of obtaining a permit. All other provisions of this section shall pertain with respect to all fires. As used herein, the term “yard waste” shall be limited to combustible vegetation such as dried leaves, twigs and small branches. It shall not include any recyclable paper or cardboard or any plastic products, table waste, household trash or garbage in general.
- B. The use of burn barrels or similar combustion containers is prohibited.
- C. For the purpose of this section, the term “person” includes any natural person, corporation, partnership, or other entity.
- D. An owner or occupant of the property within the Town of Salem is in violation of this section if he or she suffers or allows another to start or maintain an uncontained fire as defined herein, on property owned or occupied by him or her, or if said owner or occupant fails to take reasonable steps to immediately extinguish such a fire regardless of its origin. An “uncontained” fire shall be deemed to be any fire burning in the open.
- E. Issuance of permits and the starting of fires exempt from permit requirements shall be conditioned upon compliance with the following rules and conditions:
- (1) No permit shall be issued for burning, nor exempt fire started, on a day when weather conditions shall be such as to constitute a dangerous condition leading to the spread of fire.
 - (2) No permit shall be issued for a period greater than twelve (12) hours.
 - (3) No permit shall be issued for burning of any kind, nor any exempt fire started, before sunrise and after sunset without the express permission of the Fire/Rescue Department.
 - (4) No permit shall ever be issued for the burning of, nor shall any person, owner or occupant of any land suffer to be burned within the Town of Salem, any tires, roofing materials, construction site waste, building materials of any type, packaging materials, plastics or urethane garbage, oily rags, petroleum products, or any other substances which produce heavy smoke, fumes and/or offensive odors when ignited.
- F. Any person who shall start a fire and any owner or occupant of any land who shall suffer a fire to be started on such land shall remain in continuous attendance at such fire until it is fully extinguished.
- G. It shall be unlawful for any person, firm, organization or corporation to burn any wood, grass, leaves, rubbish or other combustible materials on the surface of any public street in the Town of Salem or to burn such materials within 25 feet of a neighboring building in the Village of Salem Lakes. This shall not apply to outdoor charcoal or gas grills.

280-5. VIOLATIONS and PENALTIES

Except where another penalty is provided, any person found in violation of any provision of this chapter shall be subject to a penalty as provided in § 1-4 of this Code.

§ 1-4. GENERAL PENALTY

- A. Except as otherwise provided in this Code, any person convicted of violating any provisions of this Code shall be subject to a penalty of not less than \$25 nor more than \$1,000, together with the applicable costs of prosecution, for each such violation.
- D. Continued violations. Each violation and each day a violation continues or occurs shall constitute a separate offense. Nothing in this section shall preclude the Town from maintaining any appropriate action to prevent or remove a violation of any provision of this Code.