

Town of Clifton Park
Department of Building and Zoning
Office of Fire Prevention
One Town Hall Plaza
Clifton Park, NY 12065
518-371-6702 Fax 383-2668

BURN PERMITS



Open Burning is permitted within the Town of Clifton Park as allowed under Town Law and DEC regulations.

Open Fire – any outdoor fire or outdoor smoke producing process from which air contaminants are emitted directly into the outdoor atmosphere. Open fires include burning in barrels and modified barrels. Open fires do not include burning in outdoor furnaces or boilers that are used to heat buildings.

Camp Fire – A campfire or any other outdoor open fire in a contained area less than three feet in height, and less than four feet in length and width or diameter.

Burning a camp fire is allowed on privately owned land as follows:

- A. Campfires and cooking fires are allowed provided that only charcoal or untreated wood is used as fuel. The fire is required to be in an enclosed area or container and cannot exceed the allowable area as referenced in the definition. The fire **cannot** be left unattended until completely extinguished. If excessive smoke results, causing a nuisance to adjacent property owners the Code Enforcement Officer may require such fire to be extinguished. Failure to obey such an order may result in a violation.
- B. On-site burning of agricultural wastes as part of a valid agricultural operation, as defined in local law, on contiguous agricultural lands of five acres or more, which are actively devoted to agricultural or horticultural use, provided that such waste is actually grown or generated on those lands and such waste is capable of being fully burned within a twenty-four-hour period. **A Town issued Burn Permit is required per chapter 80 of Code of The Town of Clifton Park.** Add link: ????

Please Take notice of DEC Regulations Part 215 Open Fires:

On-site burning in a town with a ***total population less than 20,000*** of downed limbs and branches less than six inches in diameter and eight feet in length is allowed between May 15th and the following March 15th. **Please note that this regulation is NOT applicable to the Town of Clifton Park as our population is more than 30,000 people. Under the current DEC open burning “Campfires” and on-site burning for agriculture ONLY with a Town permit are allowed. Any other open burning is NOT permitted.**

<http://www.dec.ny.gov/regs/2492.html>

<http://www.dec.ny.gov/chemical/58519.html>

<http://www.dec.ny.gov/press/80920.html>

TOWN PERMIT:

(Local Law 4- 2010)

A TOWN ISSUED PERMIT MUST MEET THE FOLLOWING REQUIREMENTS:

(1) Agricultural use only.

Applicant must show proof of an agricultural exemption from the town assessor, or own a minimum of 5 contiguous acres of land which is in R-2 Residential zone or R-3 Agricultural/Residential zone per Chapter 208 of the Code of the Town of Clifton Park.

(2) **NOTHING IN THIS LOCAL LAW IS INTENDED TO SUPERCEDE NEW YORK STATE ENVIRONMENTAL CONSERVATION LAW AS IT PERTAINS TO OPEN BURNING. All open burning shall meet the requirements of Section 215 of the New York State Environmental Conservation Law.**

(3) No burning of residential or household generated debris or material.

(4) Payment of \$10.00 permit fee for each 90-day permit.

NOTE: ENCON PERMITS for the purpose of clearing a parcel of land for the erection of a structure are also available and must be processed through the Department of Building and Development.