

Res 5601.04 Category I, II, and III Fire Permit.

(a) A permittee shall be issued a category I, II or III fire permit if the forest fire warden or authorized issuing agent determines that:

- (1) The permittee is the landowner or has the landowner's written permission;
- (2) The permittee meets the required age limit;
- (3) Except for public and private camp and picnic sites, the permittee meets the criteria for specified distances from structures as follows:
 - a. A category I fire is 25 feet from structures; or
 - b. A category II or III fire is 50 feet from structures;
- (4) The material to be burned is clean, untreated wood or brush less than 5 inches in diameter, and meets applicable air resources regulations;
- (5) Weather conditions are favorable as to prevent the spread or escape of the fire;
- (6) The permittee has adequate suppression equipment to control the fire;
- (7) The permittee meets the required timeframe as follows:
 - a. A category I for any time of day whether raining or not; or
 - b. A category II or III for between the hours of 5:00 p.m. and 9:00 a.m. unless it is actually raining; and
- (8) The permittee has not had more than 2 open burning violations, or any grievous violations, within the past 7 years.

(b) A category I, II or III fire permit shall include the following information:

- (1) The name of permittee;
- (2) The land owner name and address, if different than permittee;
- (3) The location where fire is to be kindled;
- (4) The date(s) the fire is authorized to occur and the specific time;
- (5) The category of fire the permit is for;
- (6) The name of the forest fire warden or authorized issuing agent;
- (7) The town the forest fire warden or authorized issuing agent is from; and
- (8) The date the fire permit was issued to permittee.

(c) Prior to being issued a fire permit, the permittee shall be required to provide their name, address, telephone number, and signature on the fire permit.

(d) If a forest fire warden or authorized issuing agent does not approve a request for a category I, II or III fire permit pursuant to (a) above, the forest fire warden or authorized issuing agent shall notify the permittee.