



PLAINFIELD FIRE TERRITORY

591 MOON ROAD

PLAINFIELD, IN 46168

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SUMMARY OF OPEN BURNING REGULATIONS

This document is provided to distribute guidelines for the safe and legal conduct of open burning within the service jurisdiction of the Plainfield Fire Territory. This document should not be considered as all-inclusive. Safety hazards and laws may exist that are not fully described here. For the full text of applicable regulations, contact the authorities having legal jurisdiction.

§ 95.030 CERTAIN OUTDOOR BURNING PROHIBITED.

(A) No person shall kindle or maintain any bonfire or burn leaves, trash, refuse, rubbish, debris, garbage, construction materials or dangerous materials or dispose of same by open burning or shall knowingly furnish the materials for such fire or authorize any such fire to be kindled or maintained on or in any street, alley, road, land or public grounds. This division (A) shall not prohibit the use of an outdoor fire for cooking or for recreation purposes in a public park so long as such fire is confined in a permanent facility specifically provided for such purpose.

(B) No person shall kindle or maintain any bonfire or burn leaves, trash, refuse, rubbish, debris, garbage, construction materials or dangerous materials on any private land or dispose of same by open burning or cause, suffer, allow or permit open burning on any private land. This division (B) shall not prohibit the use of an outdoor fire for cooking or for recreation purposes so long as such fire is supervised by one or more adults at all times.

§ 95.031 REGULATION OF FIRES PERMITTED.

(A) The following types of fires are permitted with prior approval of the Town Fire Chief:

- (1) Fires used for celebrating Twelfth Night ceremonies;
- (2) Fires used for celebrating school pep rallies;
- (3) Fires used for celebrating scouting activities; and
- (4) Other fires approved by the Town Fire Chief.

(B) All exempted fires, including fires for cooking or recreational purposes shall be subject to the following:

- (1) One fire maximum size of fuel pile 3 ft. in diameter x 2 ft. in height. Only wood products shall be burned; no treated or finished wood, no waste materials, trash or leaves.
- (2) Fires must be separated from structures and combustibles by a minimum of 25 feet.
- (3) Fires shall be attended at all times by a person 18 years of age or older until completely extinguished;
- (4) If fires create an air pollution problem, a nuisance or a fire hazard, they shall be extinguished; and
- (5) Water supply or fire extinguisher must be readily available; and
- (6) No burning shall be conducted during unfavorable meteorological conditions such as temperature inversions, high winds, air stagnation and the like.

§ 95.999 PENALTY

Any person violating the provisions of §§ 95.030 through 95.032 shall be cited by the Town Metropolitan Police Department, or Town Fire Department or such other duly authorized and designated employee of the town. A fine may be imposed against said violator in a sum up to \$100. Each day the violation continues shall be considered a separate violation under §§ 95.030 through 95.032.

§ 95.032 REGULATION OF COMBUSTIBLE MATTER.

Any person who allows the accumulation or existence of combustible materials which causes or contributes to a fire shall not be excused from responsibility thereof on the basis that said fire was set by vandals, accidental or an act of God.

INDIANA ADMINISTRATIVE CODE 326 IAC 4-1 (ABBREVIATED SUMMARY)

Applies to unincorporated Guilford Township, burning is prohibited except as allowed by this rule. All fires must be extinguished if they create a nuisance or hazard.

- A. For maintenance purposes, a person may open burn vegetation from a farm, orchard, nursery, tree farm, cemetery, drainage ditch or agricultural property in an unincorporated area under the following conditions:
 - 1. Burning may not be conducted during unfavorable meteorological conditions such as high winds, temperature inversion, or air stagnation.
 - 2. All fires must be attended at all times during burning until completely extinguished.
- B. The following types of fires are also allowed: Recreational or ceremonial fires, such as fires for scouting activities and fires used for cooking purposes, such as camp fires, subject to the following conditions:
 - 1. Fires must be attended at all times and until completely extinguished.
 - 2. The fire must be extinguished if it creates a pollution problem, health threat, nuisance, or fire hazard.
 - 3. Burning may not be conducted during unfavorable meteorological conditions such as high winds, temperature inversion, air stagnation, or when a pollution alert or ozone action day has been declared.
 - 4. Adequate firefighting equipment shall be on-site for extinguishing purposes.
 - 5. The fire department and health department must be notified 24 hours prior to any burning where the size of the fuel pile is >125 cubic feet or the size of the pile to be burned is $\leq 1,000$ cubic feet
 - 6. Only 1 fuel pile may be burned at a time.
 - 7. Recreational, ceremonial, scouting and campfires shall not be used for disposal purposes.
 - 8. Only clean wood products can be burned.
- C. Private residential burning of clean wood products and paper is allowed in a noncombustible container that is sufficiently vented to provide adequate combustion and has enclosed sides and bottom.

326 IAC 4-1-5 Liability for fire

Any person who allows the accumulation or existence of combustible material which constitutes or contributes to a fire causing air pollution may not refute liability for violation of this rule (326 IAC 4-1) on the basis that said fire was set by vandals, accidental, or an act of God.