

# NORTHERN SIERRA AIR QUALITY MANAGEMENT DISTRICT

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## AIR POLLUTION PERMIT

AGRICULTURAL BURNING       RANGE IMPROVEMENT BURNING       WILDLAND VEGETATION MANAGEMENT  
 FORESTRY MGMNT. BURNING       HAZARD REDUCTION BURNING       LAND CLEARING FOR DEVELOPMENT  
FEE AMOUNT \_\_\_\_\_  CASH       CHECK # \_\_\_\_\_  \_\_\_\_\_

Permit No.: \_\_\_\_\_ Date Issued: \_\_\_\_\_ Expiration Date: \_\_\_\_\_

Issued to: \_\_\_\_\_ Phone No.: \_\_\_\_\_

Address: \_\_\_\_\_

Location of Burning Site: \_\_\_\_\_ T \_\_\_\_\_ R \_\_\_\_\_ S \_\_\_\_\_

Landowner: \_\_\_\_\_ Phone No.: \_\_\_\_\_

Distance to Nearest Residence: \_\_\_\_\_ Type of Material to be Burned: \_\_\_\_\_

Tons/acre: \_\_\_\_\_ Total # of Piles: \_\_\_\_\_ Total Acres Involved: \_\_\_\_\_ SMP Required: \_\_\_ Yes \_\_\_ No

Advanced Notice to NSAQMD: \_\_\_ Yes \_\_\_ No      Advance Notice to Local Fire Agency: \_\_\_ Yes \_\_\_ No

### CONDITIONS

The Permittee shall, in addition to all of the conditions detailed on the back of this form, take the following precautions:

Any person who violates Northern Sierra Air Quality Management District Rules and Regulations is guilty of a misdemeanor punishable by imprisonment in the County Jail not exceeding 12 months and/or a fifty thousand dollar (\$50,000) fine. The cost of putting out any unauthorized open outdoor fire may be imposed on any person when applicable. I have read and fully understand the conditions of this permit. I understand I could be liable in the event the fire creates a nuisance, a hazard or escapes control. I also understand noncompliance with the conditions of this permit may result in the assessment of penalties. (H&SC §42400 et seq.)

Signature: \_\_\_\_\_ Issued by: \_\_\_\_\_

Title: \_\_\_\_\_ Title: \_\_\_\_\_

**CALL FOR BURN DAY INFORMATION EACH DAY BEFORE YOU BURN!!**

**268-1023 274-7928 582-1027 283-3602 258-2588 284-6520 994-3561 289-3662 832-4528**

(REV 09/05)

## **The permittee is responsible for complying with all of the following conditions:**

1. This permit is valid only on "Burn Days" as designated by the State Air Resources Board or the Air Pollution Control Officer.
2. The material to be burned shall meet District requirements for minimum drying times. Specifically, 3 weeks minimum for all material and 6 weeks for trees, stumps, and branches greater than 6 inches in diameter.
3. The use of tires for ignition of fires is prohibited.
4. The material to be burned shall be arranged to facilitate efficient burning and shall be free of waste such as tires, rubbish, tar paper, construction debris, and excessive amounts of soil or moist materials.
5. All open outdoor fires shall comply with applicable Local, County, and State regulations.
6. This permit is valid only for the location as specified in the "Location of Burning Site" field on the front of this permit.
7. This permit or a copy thereof shall be available at the burn site for review by any Air District personnel upon request.
8. A responsible party must be in attendance and control of burn at all times.
9. This permit may be revoked or suspended for violation of any conditions of this permit or when it is necessary for public safety.
10. All burns shall be hot, clean and have little to no smoke impact on surrounding residents.
11. Only those burn piles that can reasonably be expected to completely burn within the following 24 hours shall be ignited in any one day.
12. The permittee agrees to extinguish any and all of his burn piles upon the request of any Air District personnel or any Fire Agency personnel.

Pursuant to the California Health and Safety Code Section 42409, the Northern Sierra Air Quality Management District is publishing and making available a list of potential violations subject to penalties that may be assessed by the District.

Health & Safety Code Section 42400 provides (except as outlined in Sections 42400.1 & 42400.2) that any person who violates any provision of Health & Safety Code Part 3, or any order, permit, rule or regulation of the state board, or the District, including the District Hearing Board, is guilty of a misdemeanor and is subject to a fine of up to \$1,000 per day, or imprisonment in the county jail for not more than 6 months.

Health & Safety Code Section 42400.1 provides that any person who negligently emits an air contaminant in violation of any rule, regulation or order of the state board or of the district pertaining to emission regulations or limitations is guilty of a misdemeanor and is subject to a fine of up to \$25,000 per day, or imprisonment in the county jail for not more than 9 months, or both.

Health & Safety Section 42400.2 provides that any person who emits an air contaminant in violation of any provision of the Health & Safety Code Part 3, or any order, rule or regulation of the state board or the District pertaining to emission regulations or limitations, and who knew of the emission and failed to take corrective action within a reasonable period of time under the circumstances, is guilty of a misdemeanor and is subject to a fine of up to \$40,000 per day, or imprisonment in the county jail for not more than one year, or both.

A person who owns or operates any source of air contaminants in violation of Section 41700, Public Nuisance, which causes actual injury to the health and safety of a considerable number persons or the public, is liable for a civil penalty of not more than \$10,000. Each day during any portion for which a violation occurs is a separate offense.

The recovery of civil penalties pursuant to Health & Safety Code Section 42402, 42402.1 or 42402.2 precludes prosecution for the same offense. When the district refers a violation to a prosecuting agency, e.g. District Attorney, the filing of a criminal complaint is grounds requiring the dismissal of any civil action for the same offense.

In addition to any civil or criminal penalties prescribed under Health & Safety Code Part 3, the Northern Sierra Air Quality Management District may impose administrative civil penalties (42402.5), not to exceed \$500 for each violation of State or District rules and regulations.