

- (4) Burning in *forest land areas* of brush, tree cuttings and slash when the cuttings accrue from logging or site clearing operations.
- (5) Burning for the purpose of weed abatement; disease, forest fire and pest prevention or control; and for the purpose of agricultural, forestry or wildlife habitat management.
- (6) On-premise burning of leaves, brush, deadwood, or tree cuttings accrued from normal property maintenance by the owner, his or her agent, or lessee thereof.
- (7) *Open burning*, as follows, if prior approval in writing is obtained from the *Air Pollution Control Officer*. Approvals granted under this subsection shall be subject to such reasonable conditions as are necessary to avoid a nuisance or to protect the health, safety or comfort of the public. The requirement for approval in writing may be waived by the *Air Pollution Control Officer* and oral approval may be granted instead when, in his or her judgement, the impacts of the burning will be insignificant.
  - (a) Burning in remote areas, of highly explosive or other dangerous, or unusual materials for which there is no other feasible method of disposal.
  - (b) Burning in remote areas of *natural wood* resulting from the construction or demolition of buildings and other structures originating from within the State.
  - (c) Fires to thwart a hazard which cannot properly be managed by any other means or that are necessary for the protection of public health.
  - (d) Burning of other combustible materials for which there is no other feasible method of disposal.
- (8) Burning of *natural wood* in an area designated by the selectmen or city council, with the permission of the selectmen or city council of that municipality and the fire warden in that jurisdiction, and in conformance with the procedures outlined in Section 5-203 of these regulations.

## **Solid Waste Management Rules Related to Illegal Burning**

### **Prohibitions**

#### **6-302 The following are prohibited:**

- (a) Open burning of solid waste except as may be allowed in accordance with the Air Pollution Control Regulations. The Secretary may require any person seeking to conduct the following types of open burning to obtain additional approval for such burning pursuant to Section 6-301(c) of these rules:
  - (1) Burning of structures for the purpose of training firefighters; and
  - (2) Fires to thwart a hazard which cannot properly be managed by any other means or fires that are necessary for the protection of public health.
- (b) Combustion of solid waste in an incinerator unless the incinerator meets all requirements of the Air Pollution Control Regulations and these Rules.