



Montgomery Fire/Rescue Open Burning Permitting Guideline



Open burning within the Police Jurisdiction of the City of Montgomery. All open burning must comply with IFC 2021 Edition Section 307 and the Alabama Department of Environmental Management, Air Division-Air Pollution Control Program, Administrative Code, Chapter 335-3-3, Open Burning and Incineration, dated April 13, 2020. Additional constraints on open burning are set forth by the Montgomery Fire Department Division of Codes and Standards Form 503, "Permit for Open Burning". All open burning must be issued a "Permit for Open Burning" by the Montgomery Fire Department. If a person or company conducts open burning and does not have a permit issued by the Montgomery Fire Department, they will be deemed to be in violation of IFC 2021 Edition Section 110, and shall be subject to any penalties established by the jurisdiction.

Be aware that ADEM Administrative Code, Chapter 335-3-3 states that no open burning may be conducted in Montgomery County during the time period of May 1 through October 31. This means that any burn permits that are issued prior to May 1 must contain language that the burning must cease as of May 1. There will be no exceptions.

Process for Issuing Permit for Open Burning

- 1) Person or company wanting to burn must schedule an appointment for an inspection of the proposed burn site. The applicant must be told at this time that the only thing that will be allowed to be burned is untreated wood, tree trimmings and brush or plant growth generated by the clearing or maintenance of land.
- 2) Upon arrival for the inspection, an overall view of the site must be conducted to check on the location of any buildings, roads, heavy vegetation and utility right of ways.
- 3) The applicant will be advised at this time of the following requirements for conducting on open burn:
 - a) No burning within 500 feet of any public roadway.
 - b) No burning within 1000 feet of any major highway.

- c) No burning within 50 feet of any occupied structure on the property that is conducting an open burn.
 - d) No burning within 500 feet of any occupied structure on the property adjacent to the property conducting the burn.
 - e) Burning will not be conducted during conditions of excessive wind (approximately 5 mph), high humidity or periods of rain.
 - f) Burn piles to be no larger than an automobile and only one pile is to be burned at a time.
 - g) The fire must be attended at all times and a method of extinguishing the fire must be provided. Water hoses or tractors and back hoes are acceptable.
 - h) Burning will only be permitted between the hours of 8:00 am and 3:00 pm. The fire will be extinguished at the end of each day.
 - i) The burn permit is to be maintained at the burn site at all times.
- 4) If all of the applicable conditions are met, the “Permit for Open Burning” will be issued for a period not to exceed thirty (30) days. The permit can be extended upon a re-inspection of the burn site. The applicant must also be informed that the permit can be revoked if violations are noted; complaint calls are issued by nearby residents or if weather conditions present themselves that could make open burning hazardous.

Once Montgomery Fire/Rescue Bureau of Inspections issues a Burn Permit all guidelines shall be followed.

Call 334-625-3916 if there is question involving the Open burn permit.