



United States Environmental Protection Agency, Region 10 ARD
1200 Sixth Ave, Suite 155 MS: 15-H13
Seattle, WA 98101

Federal Air Rules for Reservations (FARR)

Hotline: 800-424-4EPA

Website: www.epa.gov/FARR

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RESERVATION OFFICE OF AIR QUALITY: AGRICULTURAL BURN PERMIT AND APPLICATION

An agricultural burn is the burning of vegetative debris from an agricultural activity that is necessary for disease or pest control, or for crop propagation and/or crop rotation. After sending in the Air Quality Agricultural Open Burn Permit Application (pages 3-4) and receiving approval to burn, **KEEP THIS SIGNED SHEET AS YOUR PERMIT** (pages 1-2). 40 CFR 49.133 Rule for Agricultural Burning Permits

Printed Applicant Name (applicant must be owner or lessee of property):

General Terms and Conditions

1. This permit is part of a federal air quality program administered by the _____ Tribe to control emissions of air pollutants and manage smoke for air quality purposes. These rules apply on the Reservation.
2. The owner and lessee, if any, of the property on which the open burn is conducted and the person conducting the burn (collectively, "the Permittee") must comply with all terms and conditions of this permit, including instructions and procedures.
3. Before igniting a burn that could significantly impair visibility on roadways, the Permittee must contact relevant safety authorities and take any transportation safety measures during the burn required by such authorities.
4. Open burning is not permitted (and shall not be initiated) during burn bans or air pollution episodes, or when the _____ Tribe or U.S. EPA determines that burning will cause or contribute to an exceedance of any NAAQS or any other adverse impact to air quality.
5. The person conducting the burn must be reachable by phone during the burn.
6. The Permittee must ensure that the person conducting the burn is familiar with the requirements of the permit and that the permit is available on the property during the open burn and provided on request to the personnel or U.S. EPA.
7. The Permittee must conduct agricultural burning as follows: (a) all materials to be openly burned must be kept as dry as possible through the use of a cover or dry storage; (b) before igniting a burn, dirt and stones must be separated from the materials to be openly burned to the greatest extent practicable; (c) natural or artificially induced draft must be present; (d) to the greatest extent practicable, materials to be openly burned must be separated from the grass or peat layer; (e) a person 18 years of age or older must be in attendance at all times during the burn; (f) there must be a means available for extinguishing the fire, such as water or chemical fire suppressants.
8. A fire must not be allowed to smolder unless: (a) this permit authorizes a multiday burn; (b) the burn is actively managed to complete the burn in the shortest possible time within the time period allowed by this burn permit; and (c) all other terms and conditions of this permit are met while the fire is smoldering.
9. The Permittee must immediately extinguish the fire if safe to do so, discontinue lighting the fire, and withhold additional materials from the fire so the fire burns down, as applicable, when the permit is revoked by either the _____ Tribe or U.S. EPA Regional Administrator.

10. Nothing in this section exempts or excuses any person from complying with any applicable laws and ordinances of Tribal governments, local fire departments, and other governmental entities. The Permittee is responsible for compliance with any applicable burn safety requirements and must also obtain applicable fire safety permits. Contact your local fire district or sheriff's office for fire safety permit information.
11. Burning must also be conducted in compliance with 40 CFR 49.131 General Open Burning and 49.133 Agricultural Burning Permits. Burning conducted without permission from the _____ Tribe Air Quality Program and/or failure to follow the FARR permit terms and conditions, including instructions and procedures, violates the FARR and the federal Clean Air Act and is subject to penalties up to \$ _____ per day of violation.

Burn Approval Process

Step 1. Complete permit application, pages 3-4.

Step 2. Submit completed permit application to the _____ Tribe Air Quality Program at least _____ business day(s) prior to the proposed burn date.

Step 3. Call _____ to request to burn no later than _____ business day(s) prior to the day of the requested burn. The Permittee must leave a message providing the following information:

- a. Name and phone number.
- b. Burn name(s) or number(s).
- c. Date of requested burn.
- d. Type and size of burn (Agricultural Burn, number of acres, footage or piles).

NOTE: Permittee is not guaranteed a next day burn approval.

Step 4. If the request to burn is approved, the Permittee will receive a preliminary burn decision and ignition time. Approvals given the day before the desired burn are considered preliminary and are subject to Step 5. If the request to burn is not approved, the Permittee will not receive a call. Burn approvals will consider:

- a. The size, duration, and location of the proposed agricultural burn, the current and projected air quality conditions, the forecasted meteorological conditions, and other scheduled burning activities in the surrounding area.
- b. The order of burn requests received from applicants ("first come, first served" basis).
- c. Other factors indicating whether or not the proposed agricultural burn can be conducted without causing or contributing to an exceedance of a NAAQS.
- d. Other relevant burn-specific factors indicating whether or not the proposed agricultural burn can be conducted without causing any other adverse impact on air quality.

Step 5. If the preliminary burn decision changes due to poor air quality and/or updated forecast information, the _____ Air Quality Program will notify the Permittee by 9:00 AM the day of the burn.

Step 6. The person conducting the burn must be reachable by phone during the day of the burn in case there is a change in the burn decision and it is necessary to cease all burning.

Step 7. Within 24 hours after completing the burn, the Permittee must contact the _____ Tribe and report the following post-burn information:

- a. Name, as it appears on the application.
- b. Date and time of the burn(s).
- c. The area or amount of any remaining unburned material (if burn was not completed).

Applicant's Printed Name (applicant must be owner or lessee of property):

Applicant's Signature

I certify that I have read, understand and have followed the instructions on this form and agree to abide by the permit's terms and conditions, including instructions and procedures.

Applicant's Signature is required for permit to be valid.

Date

This collection of information is approved by OMB under the Paperwork Reduction Act, 44 U.S.C. 3501 et seq. (OMB Control No. 2060-NEW). Responses to this collection of information are mandatory (40 CFR 49.133). The public reporting and record keeping burden for this collection of information is estimated to average 0.45 hours per response. Send comments on the Agency's need for this information, the accuracy of the provided burden estimates, and any suggested methods for minimizing respondent burden, including through the use of automated collection techniques to the Director, Collection Strategies Division, U.S. Environmental Protection Agency (2822T), 1200 Pennsylvania Ave., NW, Washington, D.C. 20460. Include the OMB control number in any correspondence. **Do not send the completed form to this address.**



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**RESERVATION OFFICE OF AIR QUALITY:
 AGRICULTURAL BURN PERMIT APPLICATION**

Complete this application and submit it at least _____ business day prior to the proposed burn date. Submit completed forms to:

Dates & Contact Information			
1. Requested Date(s) of proposed agricultural burn(s)		2. Date of Application	
3. Applicant Name (must be owner or lessee of property) Owner Lessee		4. Applicant Phone Number	
5. Applicant Mailing Address		6. Applicant Email Address	
7. Name of Owner or Lessee of Property (if different from Applicant) Owner Lessee		8. Owner/Lessee Phone Number	
9. Owner/Lessee Mailing Address		10. Owner/Lessee Email Address	
11. Name of person conducting the burn		12. Phone Number of person conducting the burn	
13. Mailing Address of person conducting the burn		14. Email Address of person conducting the burn	
Description of Burn Location			
15. Burn Location:			
16. Township:	17. Range:	18. Section:	19. Quarter section

