United States Environmental Protection Agency
Federal Air Rules for Reservations
Region 10, ARD
1200 6th Ave, Ste. 155
Mail Code 15-H13
Seattle, WA 98101-3188
Hotline: 800-424-4EPA
www.epa.gov/FARR

Nez Perce Tribe
ERWM - Air Quality Program
P. O. Box 365,
163 Lolo Street Lapwai, ID 83540
Phone: 208-843-9381; 800-720-4089
Fax: 208-843-7411
www.nezperce.org
airquality@nezperce.org

NEZ PERCE RESERVATION AIR QUALITY PERMIT : AGRICULTURAL BURN INSTRUCTIONS, TERMS & CONDITIONS

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. This includes conservation reserve program (CRP) fields. Forestry-related, small and large open burns require a different permit. Firefighter trainings require a large open burn permit. Permit applicants are responsible for following all instructions, terms and conditions regarding agricultural burning within the exterior boundaries of the 1863 Nez Perce Reservation. After sending in the Air Quality Permit Application (pages 3-4) and receiving approval to burn, **THIS SIGNED SHEET IS YOUR PERMIT** *(pages 1-2). Keep it available and provide it upon request to the Nez Perce Tribe or U.S. EPA inspectors. 40 CFR 49.133 Agricultural Burning Permits.*

Applicant Name	Applicant Signature

INSTRUCTIONS

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

Step 2. Submit completed permit application to the Nez Perce Tribe (NPT) Air Quality Program at least one business day prior to the proposed burn date.

NOTE: Applicants leasing tribally-owned land must also fill out a NPT Land Services Program Burn Permit form, available at the NPT Land Services Office, 95 Agency Rd., Lapwai, ID, (208) 843-7392.

Step 3. When your field is **ready** to be burned, call 208-843-9381 or 800-720-4089 to request to burn no later than 2:00 PM at least one business day prior to the day of the desired burn. Applicants should leave a message providing the following information:

a. Name and phone number
b. Field number(s)
c. Date of requested burn
d. Duration of burn if longer than one day
e. Crop type and number of acres/piles for each field
f. Special considerations, if any (e.g. canyon rim, near highway, near a town, baled field)

NOTE: Calling by 2:00 PM does not guarantee a next day burn approval.

Step 4. If approved, applicants will receive a burn decision and ignition time by 10 AM the day of the approved burn. If not approved to burn, applicants will not receive a burn decision. Burn approvals will consider:

a. The current and projected air quality conditions
b. Proximity to sensitive areas (near towns, schools, roads, canyons rims)
c. The order of burn requests received from applicants (“first come, first served” basis)
d. Applicant’s record of compliance
e. Other relevant factors

Step 5. Prior to igniting each field, the burner must communicate directly with the NPT Air Quality Program to receive final approval to burn.

Step 6. As a condition of this permit, within 24 hours after the burn, you must contact the NPT Air Quality Program with your post burn report. You should provide the following information:

a. Name
b. Date of the burn
c. Start and end times of the burn
d. The size of any remaining unburned material (if the burn was not completed)

TERMS AND CONDITIONS

1. This permit is part of a federal air quality program administered by the Nez Perce Tribe to control emissions of air pollutants and manage smoke for air quality purposes. These rules apply to any person within the exterior boundaries of the 1863 Nez Perce Indian Reservation.

2. Smoke impacts on public roads, schools, daycares, medical facilities, elder homes and other sensitive people or areas must be prevented as a condition of this permit. Applicants must have flaggers stationed for burns that could potentially impact roadways.

3. Applicants must be reachable by phone or other means of communication during the burn. If needed, the NPT or EPA will notify the applicant to discontinue lighting immediately.
   NOTE: The NPT Air Quality Program considers the following factors in the decision to shut down burning:

   a. Wind speed, direction, or sudden shifts
   b. Extended or high levels of smoke in the area
   c. Proximity of smoke to canyon rims, roadways, towns, houses, businesses, and sensitive populations
   d. Other relevant factors

4. Applicants are 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.

5. Agricultural Burning is not permitted during burn bans or air pollution episodes, or when the NPT or EPA determines that burning will cause an adverse impact to air quality.

6. The following materials are prohibited: Paper, paper products, or cardboard more than necessary to start a fire unless it is produced at a single-family residence or residential site with four or fewer housing units; garbage; dead animals or parts of dead animals; junked motor vehicles or any materials resulting from a salvage operation; tires or rubber materials or products; plastics, plastic products, or styrofoam; asphalt or asphaltic material (roofing); tar, tarpaper, petroleum products, or paints; lumber or timbers treated with preservatives; construction or demolition waste; pesticides, herbicides, fertilizers, or other chemicals; insulated wire, batteries, or light bulbs; mercury containing materials (thermometers, computers); asbestos or asbestos-containing materials; pathogenic or hazardous wastes; or any material that makes dark smoke or noxious fumes other than vegetative materials.

7. Burning must be conducted in compliance with 40 CFR 49.131 General Open Burning and 49.133 Agricultural Burning Permits.

8. Burning conducted without permission from the NPT ERWM Air Quality Program and/or failure to follow the FARR permit procedures, terms and conditions are violations of the FARR and the federal Clean Air Act and are subject to penalties up to $59,114 per day of violation.

This collection of information is approved by OMB under the Paperwork Reduction Act, 44 U.S.C. 3501 et seq. (OMB Control No. 2060-0558). Responses to this collection of information are mandatory (40 CFR 49.133). An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. The public reporting and recordkeeping burden for this collection of information is estimated to be 1 hour 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 Regulatory Support Division Director, U.S. Environmental Protection Agency (2821T), 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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NEZ PERCE RESERVATION AIR QUALITY PERMIT APPLICATION : AGRICULTURAL BURN

Complete this application and submit it at least one business day prior to the proposed burn date. Submit completed permit application to: **Nez Perce Tribe, ERWM - Air Quality Program, P.O. Box 365, 163 Lolo Street, Lapwai, Idaho 83540 Phone: 800-720-4089** or **208-843-9381 Fax: 208-843-7411**

Contact Information

1. Applicant Name	2. Date
3. Physical Address	4. Primary Phone
5. Mailing Address (if different from above)	6. Additional Phone
7. City, State, Zip Code	8. Fax
9. Landowner Name (if different from above)	
10. Person Conducting the Burn (if different from applicant)	11. Phone of Person Conducting the Burn (if different from applicant)

Description of Field Location(s)

12. Field Number	13. Township	14. Range	15. Section	16. Quarter Section	17. County	18. Crop Type: I Turf Grasses II Cereal Grain III Legumes IV CRP V Other (Specify)	19. Special Features: A. Adjacent to timber B. Adjacent to highway or major road C. Morning burn requested D. Special wind direction needed E. Contains or is next to steep slopes F. Borders on canyon rim G. Field has been baled H. Within one mile of a town	20. Number of Acres	21. Number of Piles	22. Average Size of Each Pile: (Length x Width x Height in feet)
Example: 1	*35N*	*1W*	*7*	*NW, NE*	*Nez Perce*	*I*	*B. C. D*	*350*		
Example:2	*35N*	*1W*	*8*	*SW*	*Nez Perce*	*I*	*B. C.*		*4*	*20ft x 20ft x 15ft*
								Total Acres	**Total Piles**	
								0	0	

Burn Information

23. **Please locate and identify in the box below**: Field(s) to be burned, access roads, highways, houses, businesses or other sensitive areas that could be impacted by the burning to be conducted. Indicate distance and direction. When more than one field is shown, label the field using the field number from page 3 of this application. Attach additional pages as needed to apply for multiple fields. A tract map, GPS map or other similar map may also be used.

24. **To receive email notifications of burn bans, air quality advisories, and other periodic NPT Air Quality Program information, please write your email address below:**

25. **Estimated duration of burn if longer than one day:**

26. **Fire Safety Methods:** Please indicate the measures you will take to prevent escaped burns and smoke danger:

☐ water availability ☐ hand tool availability ☐ heavy equipment availability ☐ fire breaks or safety zones

☐ flaggers ☐ other_____ ☐ other _____

Applicants must also obtain applicable fire safety permits. Contact your local fire district or sheriff's office for fire safety permit information.

27. **Remarks:**

APPLICANT'S STATEMENT (To be signed by the applicant)

28. I certify that the information provided as part of this application is true and accurate to the best of my knowledge and that I have read, understand, and agree to abide by the permit's terms and conditions.

Name _____ Name _____ Date _____

(printed or typed) (signature)