

TOWN OF MARBLETOWN EMERGENCY ORDER NO. 2024-02

AN ORDER AND DECLARATION FOR A BURN BAN FOR ALL OF THE TOWN OF MARBLETOWN UNDER LOCAL STATE OF EMERGENCY

WHEREAS, the Town of Marbletown Supervisor hereby finds that circumstances present within the Town of Marbletown create a public safety hazard that would be exacerbated by outdoor burning; and

WHEREAS, the Town of Marbletown Supervisor heretofore has declared a State of Emergency effective October 28, 2024, at 12:00 p.m., declaring that a state of emergency exists throughout the Town of Marbletown due to severe drought conditions and the threat of wildfires caused by outdoor burning, and its imminent threat to the health and welfare of Town of Marbletown citizens; and

WHEREAS, the Executive Order, in accordance with Section 24 of the New York State Executive Law, authorizes political subdivisions to take whatever prudent action that is necessary to ensure the health, safety, and welfare of the community; and

WHEREAS, Section 24 of the New York State Executive Law authorizes political subdivisions to take all necessary action and issue any necessary orders to protect human life; and

WHEREAS, October 28, 2024, the Town Supervisor of the Town of Marbletown issued a Declaration of Local State of Emergency regarding the severe drought conditions; and

NOW, THEREFORE, it is ORDERED that outdoor burning is prohibited in all the Town of Marbletown as follows:

1. Actions prohibited:

- a. A person violates this order if he/she burns any combustible material in an outdoor area.
- b. A person violates this order if he/she engages in any outdoor activity which could allow flames or sparks that could result in a fire.

Enforcement:

- a. Upon notification of suspected outdoor burning the local volunteer fire companies shall respond to the scene and take immediate measures to

contain and/or extinguish the fire.

b. As soon as possible, law enforcement agencies shall respond to the scene to investigate the nature of the fire. The law enforcement officers shall request immediate compliance with this order.

3. This order does not apply to the following outdoor burning activities:

- a. Firefighting training
- b. Burn operations approved by the New York State Department of Environmental Conservation

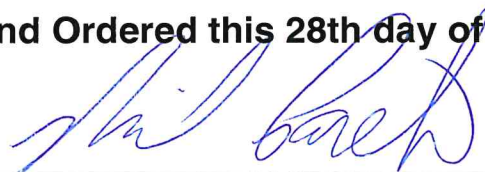
All outdoor burning of yard trash, household paper products, bonfires, campfires, warming fires, outdoor fireplaces, chimneys, and cooking fires within said jurisdictions is prohibited unless:

1) authorized by the New York State Department of Environmental Conservation; 2) for cooking of food exclusively within a contained gas or charcoal grill.

The setting of fires to any grass, brush or forest covered land, unless authorized by the New York State Department of Environmental Conservation, shall constitute a violation of the law.

BE IT FURTHER ORDERED, that the purpose of this order is the mitigation of public safety hazard posed by wildfires during the current dry weather conditions and the limited first responders and human resources to combat potential fires by curtailing the practice of outdoor burning, accordingly, this order shall expire when the conditions are again deemed safe, upon such date as determined by the Town of Marbletown Supervisor in conjunction with the New York State Department of Environmental Conservation.

Done and Ordered this 28th day of October 2024



Richard Parete, Town Supervisor