

By Mr. Picucci of Leominster, petition of Angelo Picucci and another for legislation relative to the dates for open burning of certain products. Natural Resources and Agriculture.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Seventy-Eight.

AN ACT AUTHORIZING CERTAIN OPEN BURNING.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Notwithstanding the provisions of section one hundred and
2 forty-two A or section one hundred and forty-two B of chapter 111
3 of the General Laws, any person during the period from October
4 fifteenth to November fifteenth may conduct the open burning of
5 products of open space land husbandry and management,
6 including materials commonly referred to as brush, including
7 vegetation such as tree branches, brush, cane, driftwood, leaves
8 and other forestry debris. Said person shall obtain a permit as
9 provided in section thirteen of chapter forty-eight of the General
10 Laws. Such permit shall be valid except on days when the
11 department of public health determines that atmospheric
12 ventilation will be unsuitable or that air stagnation is forecast in
13 the specific area and for a time specified in the permit.

14 Such open burning shall be performed in accordance with the
15 following requirements: (a) without causing a nuisance; (b) with
16 smoke minimizing starters, if fire starters are necessary; (c)
17 between ten o'clock ante meridian and four o'clock post meridian;
18 (d) on land proximate to the place of generation of such products,
19 or at such other place as may be designated in the permit.

20 Violation of any provision of this act shall be punishable by a
21 fine of not more than fifty dollars per day and each day's violation
22 shall constitute a separate offense.

