

FOOTHILLS POINTE OWNERS' ASSOCIATION

OUTSIDE BURNING RULES

A. **Purpose:** To make members aware of State and local laws and ordinances governing outside burning, as well as presenting the guidelines established by the FPOA, to ensure that all outside burning is done legally, safely, and with the consideration of neighbors in mind.

B. **Applicable CC&R:**

1. Article VI, Section C. Rules for Common Areas. (page 12): "The Association is authorized to adopt rules governing the use of the Common Areas and to provide penalties for violation of the same."
2. Article IX, Section A, paragraph 10. Waste Storage. (page 16): "...The burning of waste shall not be allowed at any time."

C. **Physical Requirements:**

1. A Burn Permit may be required. (See paragraph E below.)
2. The Greenback Fire Department (856-6670) should be notified prior to the beginning of the burning.
3. All burning must take place in a controlled burn pile. Ditches and culverts may not be used for a burn pile.
4. The diameter of the fire base of the pile may not exceed ten (10) feet
5. Burn only on windless days.
6. Only No. 1 or No. 2 grade fuel may be used to start the fire. No accelerant or other flammable may be used in the vicinity of the fire.
7. Keep fire containment equipment on hand during the fire (e.g. rake, shovel, water).
8. **All fires must be attended during the entire time of the burning and must be dowsed and completely extinguished before being left.**
9. The following items are NOT legal to burn in Tennessee.
 - a. Tires and other rubber products
 - b. Plastics
 - c. Paper products and cardboard
 - d. Paints and chemicals
 - e. Aerosol and food cans
 - f. Building materials
 - g. Household trash and garbage
 - h. Asphalt shingles and oils
 - i. Clothing and furniture
 - j. Standing grass, brush, or trees

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D. Legalities of Burning

1. Persons doing open burning can be held liable for all damages and suppression costs resulting from an escaped fire.
2. Failure to adhere to these fire rules may result in the Fire Department making a run to the fire and billing the lot owner for the cost of that run.
3. To report illegal burning, call 888-891-8332
4. Burning Alternatives include chipping, mulching, or hauling away the material

E. Burn Permit Requirements:

1. Burn Permits are required to start an open-air fire within 500 feet of any forest, grassland, or woodland --- which covers all of Foothills Pointe --- from October 15 to May 15. (The period may be extended due to dry conditions.)
2. Burn Permits can be obtained by Phone or Online.
 - a. Phone: 865-986-8395 Available 8:00 AM - 4:30 PM Week Days Only)
 - b. Online: <https://agriculture.tn.gov/OnlineBurnPermitPublic/Counties.aspx#bottom>
(Available 8:00 AM - 11:00 Everyday)
3. Violation of this law is a class C misdemeanor (30 days in jail and/or \$50 fine). [Tickets are issued by Division of Forestry firefighters.]