



Application Form Residential Permit to Burn

To: Community Safety Department
Frankston City Council
PO Box 490
Frankston 3199

Civic Centre
Corner Young and Davey Streets Frankston
Phone: (03) 9784 1918
Fax: (03) 9784 1981

APPLICANT DETAILS

Name: _____

Address: _____

Phone: Home: _____ Bus.: _____ Mob.: _____ Fax: _____

Please read the permit conditions before signing the application

I shall comply with the Frankston City Local Law No 7. I shall avoid any nuisance by way of smoke, ash. Etc. to neighbouring properties. I have read and understood the provisions of the Summary Offences Act 1966, Section 11 (see over).

Date: _____ Applicant Signature: _____

DETAILS

I request permission to burn the following (specify: tree branches, garden refuse, etc.) _____

At (if different from above): _____

From: _____ To: _____ (see over) Fee: Non-refundable application fee of \$30

CONDITIONS

Permits are subject to the following general conditions:

- (a) Permit to be in possession of person performing burnoff;
- (b) Not less than 24 hours or more than 7 days before commencement of burning a Notice of Intention to burn shall be given to each owner or occupier of land contiguous to the area to be burned;
- (c) That a suitable fire break be prepared around the perimeter of the area being burned;
- (d) That every reasonable precaution shall be taken to prevent any other material from catching fire and that any such fire which does occur shall be extinguished immediately;
- (e) That the fire shall be lit from the leeward side of the area being burned;
- (f) That until all fires, covered by a permit, have been extinguished:-
 - (i) the perimeter of the burnt area shall be continuously patrolled; and
 - (ii) that adequate hoses, attached to a water supply, or fire fighting equipment, shall be at the site; and
 - (iii) only a small fire shall be maintained
- (g) That where, in the vicinity of the area being burned, the shade temperature exceeds 32 degrees or the average wind velocity exceeds 15 kilometres an hour :-**
 - (i) Burning shall not commence; or**
 - (ii) In the event of burning having commenced, shall be extinguished as soon as possible**


No burning is permitted on a day of **Total Fire Ban** or when the Country Fire Authority Fire Danger Period is in force
No burning shall be carried out on a day declared as a **Smog Alert Day** by the Environment Protection Authority.


Privacy Statement

The personal information requested on this form is being collected by Council for the Residential Permit to Burn permit application. This information will be used solely by Council for that primary purpose or directly related purposes and will not otherwise be disclosed without your consent or as required or permitted by law. You may apply to Council for access and/or amendment of the information.

Office Use Only

 **In Person** (cash, cheque, EFTPOS)
Civic Centre, Davey Street, Frankston.
Seaford Shop, 120 Nepean Highway, Seaford.
Langwarrin Shop, Shop 6, Gateway Shopping Centre.

 **By Mail** Send this Application Form with a not negotiable cheque or money order. (DO NOT SEND CASH)

 **By Phone** Fax application to (03) 9784 1981 for phone credit card payments (Mon to Fri 8:20am-5:00pm)

Payee Name: _____

Site Address: _____

Account Code: RC 278

Amount: **\$ 30**



Application Form

Residential Permit to Burn

PERMIT BURNING DAYS, TIMES AND PERIOD

The allowed days of burning for permits that are issued is **Thursday, Friday and Saturday between 9:00 am and 4:00 pm.**

Unless an earlier expiry date is inserted on the permit, the permit will be valid from the Permit to Burn issue date and expire on the **30 November** of that year.

This allows residents time to pick the best weather conditions to burn safely and reduce the smoke that can have an adverse effect on neighbouring properties.

FRANKSTON CITY COUNCIL NATIVE VEGETATION WARNING

Permits may be required to clear Native Vegetation.

This may require Frankston City Council Town Planning Approval. Any illegal clearance may result in prosecution in a Magistrates Court with fines of up to \$120,000.00

Please check with Councils Town Planning Department that any native vegetation clearing is legal.

Telephone 1300 322 322.

SUMMARY OFFENCES ACT 1966

Act No. 7405/1966

Section 11. Lighting of fires in the open air

- 1) Except as provided in sub-section (2), a person must not –
 - a) Light or use a fire in the open air or carry when lighted any flammable material resulting in the destruction, damaging or endangering of the life or property of others; or
 - b) Leave a fire in the open air which that person has lighted or of which that person is in charge without leaving another person in charge of that fire.

Penalty: 25 penalty units or imprisonment for 12 months or both

- 2) Sub-section (1) does not apply to the owner or occupier of any land or a person acting under the direction of an owner or occupier of any land who burns any grass, stubble, weeds, scrub, undergrowth or any vegetation, wood or other flammable material in an area of land if –
 - a) A fire-break of not less than 3 metres and cleared of all flammable material has been prepared around the perimeter of the land area; and
 - b) At least two hours before burning is commenced, notice of intention to burn has been given to each owner or occupier of land contiguous to the area of land.
- 3) This section does not apply in the country area of Victoria within the meaning of the **Country Fire Authority Act 1958** during a fire danger period within the meaning of that Act
- 4) This section does not affect the right of any person to sue for and recover at common law or otherwise compensation for or in respect of any damage caused by reckless or negligent use of fire.