

TOWN OF STUYVESANT  
LOCAL LAW #3 OF 2010  
Regulation of Outdoor Wood Boilers



**DRAFT**

1. Purpose

It is the intention of the Town Board of the Town of Stuyvesant by the adoption of this local law to establish and implement regulations upon the construction, installation and operation of outdoor wood boilers within the Town of Stuyvesant for the purpose of securing and promoting the public health, comfort, convenience, safety, welfare and prosperity of the town and its inhabitants. It is generally recognized that that these types of boilers may create noxious and hazardous smoke, soot, fumes, odors and air pollution, and can be detrimental to citizens health, and can deprive neighboring residents of the enjoyment of their property, if utilized incorrectly.

2. Definitions

Outdoor wood boiler (OWB) shall mean a freestanding unit adjacent to a home or facility. It provides heat and/or hot water to the home or business by burning wood and circulating such heat and/or heated water to the main structure.

3. Permit Required

No person shall install or maintain the use of an outdoor wood boiler within the Town of Stuyvesant without first having filed an application for and obtained a permit from the Town of Stuyvesant building inspector's office. The Town Board shall, by resolution, set an application fee as it deems appropriate from time to time.

4. Existing outdoor wood boilers

Any outdoor wood boiler in existence on the effective date of this local law shall be permitted to remain provided the owner applies for and receives a permit from the Town of Stuyvesant within one (1) year of such effective date of this local law and all the provisions hereof, except requirement B. of section 5, shall immediately apply to existing wood boilers. If any owner of an existing outdoor wood boiler does not receive a permit within the effective date of this local law, the outdoor wood boiler shall be removed. "Existing" or "in existence" means that the wood boiler is in place and operational at the effective time of this local law.

5. Specific requirements

A. Permitted fuel. Only firewood and untreated lumber are to be burned in an outdoor wood boiler. Burning of any and all other materials in an outdoor wood boiler is prohibited.

B. Setbacks. Outdoor wood boilers shall be located with a minimum setback of 100' from adjacent property lines and a minimum of 150' from the nearest neighboring residence.

C. Stack height. Outdoor wood boilers shall not have a chimney height less than 12' from surrounding grade unless the manufacture's specifications require less.

D. Manufacturer requirements. New installations of outdoor wood boilers, and any electrical, plumbing or other apparatus or device used in connection with an outdoor wood boiler, shall be installed, operated and maintained in conformity with the manufacture's specifications and any and all local, state and federal codes, laws, rules and regulations.

E. Enforcement. Violations of this law shall be enforced in the same manner as violations of the Town Zoning Law.