

Leroy Township

8156 4 Mile Road, East Leroy, MI 49051
(269) 979-9421 EXT 12 • FAX (269) 979-2775
www.leroytownship.org

Controlled Burn of Structure Application/Permit

Residential ____ Commercial ____ Industrial ____ Date Application Received: _____
Property ID #: _____ Issued Receipt & Permit #: _____

This form must be completed in its entirety. A controlled burn permit will not be issued until all areas of this application have been reviewed and the property owner has submitted all the required documentation from outside agencies, all required township official's signatures have been obtained, and the fee has been paid to Leroy Township.

JOB LOCATION / INFORMATION		
Applicant's Name		
Address		
City	Zip Code	Job Site Phone #
Between Cross Streets	And	
Type of Structure		
Dimensions in Feet (Width Across the Front)	(Depth)	(Height)

Applicant is to provide copies of the following documentation with this application:

1. MIOSHA Certified Engineer Environmental Abatement Approval
2. Surety Bond in the amount of \$25,000.00
3. Copy of written Title Search from a title company or other proof of clear title or written consent of lien holder/mortgagee.
4. Liability Waiver
5. Proof of cancellation of homeowner's insurance coverage for the building to be burned

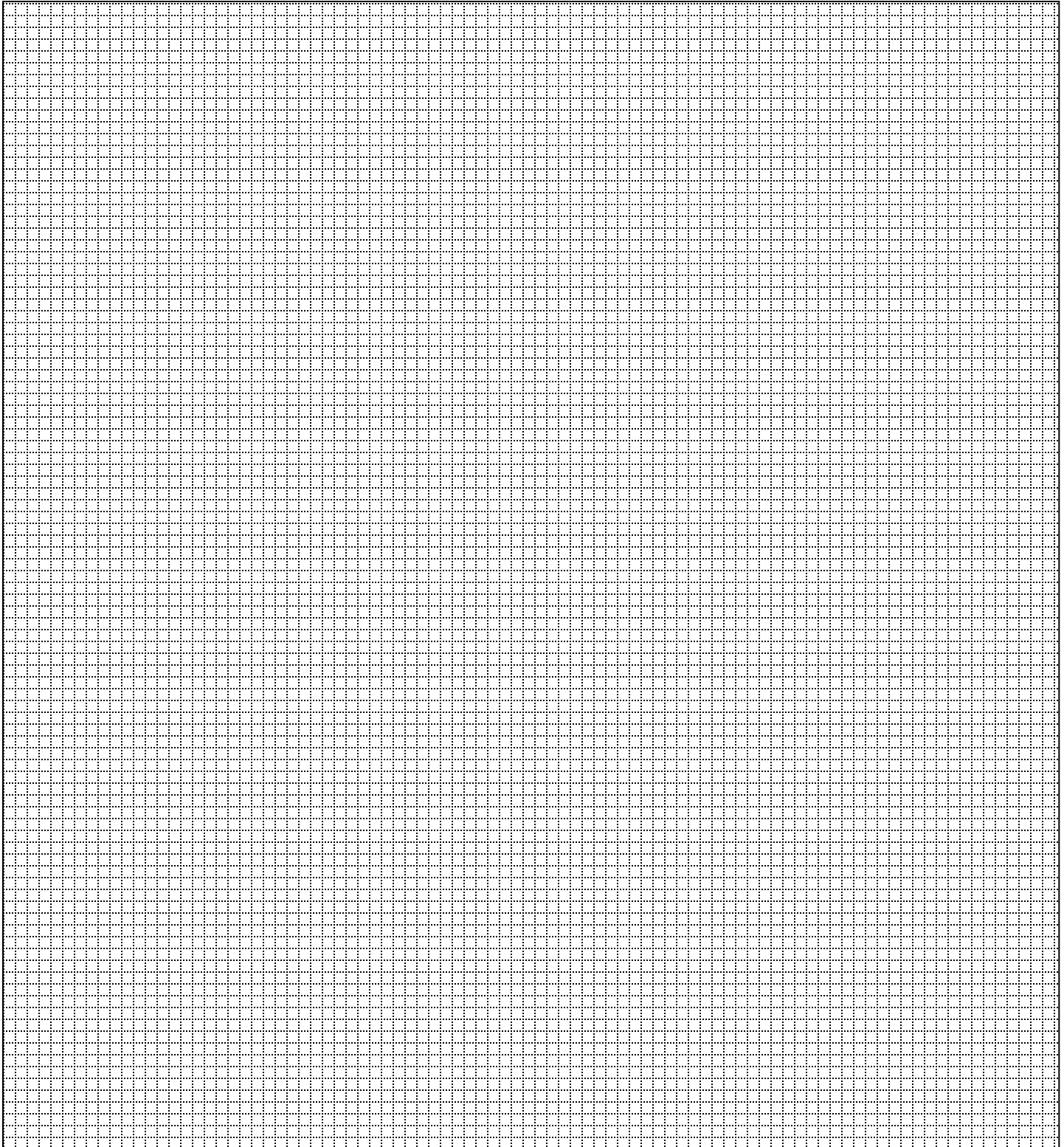
Applicant is aware of and responsible for the billing charges stated in the Leroy Township Board Resolution 2011-12-22 and the application fee of \$165.00.

By signing below, the applicant duly swears that he/she has read and examined the statements, plans and specifications which are contained in the foregoing application, or which are attached thereto and made a part thereof, and that said statements, plans and specifications are true and correct in all particulars to the best of his/her knowledge and belief, and that if said application is approved the proposed burn will conform to such approved plans, specifications and all laws and ordinances applicable thereto.

APPLICANT'S SIGNATURE: _____ **DATE:** _____

Site Plan

INDICATE DISTANCE FROM PROPERTY LINE, EXCLUDING ROAD RIGHT-OF-WAY. IF A MEASUREMENT IS TAKEN FROM ROADWAY, USE MEASUREMENT FROM CENTERLINE OF ROAD. DO NOT MEASURE FROM EDGE OF ROAD. YOU MAY SUBMIT A MORTGAGE SURVEY DRAWING IN LIEU OF THIS PLAN GRAPH, SHOWING LOCATION OF ALL BUILDINGS (INCLUDING THOSE THAT ARE TO BE BURNED).



APPLICATION DOCUMENTATION RESOURCES GUIDE

- **MIOSHA Certified Engineer Environment Abatement**

<https://w2.lara.state.mi.us/AsbestosProgram/Contractor/ContractorSearch>

P.O. Box 30643, Lansing, MI 48909

(517) 284-7777

This is to show that there has been a certified contractor in to look for asbestos in the structure(s) to be burned.

- **Surety Bond**

You can acquire this form from your insurance company.

This is to cover any liability costs that may occur is site is not properly cleaned up.

- **Written Title Search**

You can acquire this form from your title company.

This is to show that there are no liens on the property.

- **Liability Waiver**

This is included in this application by the township office.

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This releases the Township of any liabilities that occur during the burning of this structure(s).

- **Cancellation of Insurance Coverage**

You can acquire this form from your insurance company.

WAIVER AND RELEASE OF LIABILITY AND INDEMNIFICATION AGREEMENT

In consideration of the Leroy Township Fire Department demolishing a structure located on my property at:

by means of a controlled burn, I hereby agree to the following Waiver and Release of Liability and Indemnification (Agreement):

1. Waiver and Release of Liability: I agree to the following:

a. I hereby release and hold harmless Leroy Township, its Fire Department, officers, directors, employees, agents, volunteers, and contractors (collectively, Releasees) from any claim, demand, loss, liability, damages, including but not limited to property damage, and attorney fees and costs whatsoever arising from, related to, or resulting from the controlled burn of my property at the above address including those caused by the negligent acts or omissions of any or all of the Releasees.

b. This Agreement shall be binding on my estate, heirs, executors, administrators, successors, and assigns, as well as any other party asserting a Claim on my behalf or on behalf of my estate.

2. Indemnification: I further warrant, promise and guarantee that I am the fee simple property owner of the property at the above address, free and clear of any mortgage or security interest, and I therefore agree to indemnify and hold harmless Leroy Township from the claims of any other parties claiming an interest in said property arising out of damage or demolition of property at the above address in the process of the controlled burn.

3. General Provisions:

a. I hereby expressly agree that (1) this Agreement shall be governed and construed according to the laws of the state of Michigan without regard to its conflict of laws provisions and (2) any action or proceeding concerning any Claim or the meaning or effect of any provision of the Agreement shall be conducted only in the federal or state courts located in the State of Michigan, and that for such purposes, I expressly submit to the jurisdiction of such courts.

b. This Agreement contains the entire understanding between and among the parties concerning these matters. No waiver, modification, or amendment of any of the terms of this Agreement shall be effective unless made in writing and signed by the party to be charged.

c. I hereby expressly agree that if any portion of this Agreement is held invalid, the balance of the Agreement shall nonetheless continue in full legal force and effect.

I warrant that I have read and understand that this Agreement involves my waiver and release of significant rights and my assumption of significant indemnification responsibilities in participating in the Event.

Dated: _____

Signed: _____
Signature of owner(s)

The Following Is To Be Completed By Township Officials/Employees

FIRE CHIEF		
Initial Inspection Date: _____	<input type="checkbox"/> Approved	<input type="checkbox"/> Not Approved
<i>Fire Chief's Approval Signature</i>	<i>Date</i>	

ZONING ADMINISTRATOR		
Review Date: _____	<input type="checkbox"/> Approved	<input type="checkbox"/> Not Approved
<i>The Following Was Submitted:</i>		
1. MIOSHA Certified Engineer Environmental Abatement Approval	<input type="checkbox"/> Yes	<input type="checkbox"/> No
2. Proof of Surety Bond in the amount of \$25,000	<input type="checkbox"/> Yes	<input type="checkbox"/> No
3. A copy of a Written Title Search from a title company	<input type="checkbox"/> Yes	<input type="checkbox"/> No
4. A signed copy of Liability Waiver	<input type="checkbox"/> Yes	<input type="checkbox"/> No
5. Proof of cancellation of Insurance coverage of building to be burned	<input type="checkbox"/> Yes	<input type="checkbox"/> No
<i>Homeowner is aware that he/she will be billed for fire trucks equipped with water & labor per the Leroy Township Board Resolution 2011-12-22</i>		
	<input type="checkbox"/> Yes	<input type="checkbox"/> No
<i>Zoning Administrator's Approval Signature</i>	<i>Date</i>	

SCHEDULING
Date of Scheduled Intentional Burn: _____
Date when Fire Chief has provided notice to the MI DEQ: _____

CC: Building Dept. Coordinator, Building Inspector, Other: _____

BILLING		
Invoice #:	Amount Paid: \$	Check #:

Notes: _____
