



7209 Rt.28 Shandaken NY 12480

Declaration of State of Emergency

A State of Emergency is hereby declared in the Town of Shandaken, effective at 12am September 20, 2025

The State of Emergency has been declared due to drought conditions, which have affected the Town's water supply and have increased the risk of wildfires.

Such conditions threaten or imperil the public safety of the citizens of the Town of Shandaken.

This State of Emergency will remain in effect until conditions improve and rescinded by the Town Supervisor.

As the Chief Executive of the Town of Shandaken, Ulster County, State of New York, I, **Peter DiSclafani**, exercised the authority given me under Section 24 of the New York State Executive Law, to preserve public safety and hereby render all required and available assistance vital to the security, well-being, and health of the citizens of this Municipality.

I hereby direct all departments and agencies of the Town of Shandaken to take whatever steps necessary to protect life and property, public infrastructure, and provide such

DATED; September 20, 2025
Shandaken, New York


Peter DiSclafani, Supervisor

cc: Joyce Grant, Town Clerk
Ulster County Clerk
Ulster County Department
of Emergency Services
Paul Kellar, Esq., Town Attorney

Enforcement:

- a. Upon notification of suspected outdoor burning the local volunteer fire companies shall respond to the scene and take immediate measures to contain and/or extinguish the fire.
- b. As soon as possible, law enforcement agencies shall respond to the scene to investigate the nature of the fire. The law enforcement officers shall request immediate compliance with this order.

3. This order does not apply to the following outdoor burning activities:

- a. Firefighting training
- b. Burn operations approved by the New York State Department of Environmental Conservation

All outdoor burning of yard trash, household paper products, bonfires, campfires, warming fires, outdoor fireplaces, chimneys, and cooking fires within said jurisdictions is prohibited unless:

1) authorized by the New York State Department of Environmental Conservation; 2) for cooking of food exclusively within a contained gas or charcoal grill.

The setting of fires to any grass, brush or forest covered land, unless authorized by the New York State Department of Environmental Conservation, shall constitute a violation of the law.

BE IT FURTHER ORDERED, that the purpose of this order is the mitigation of public safety hazard posed by wildfires during the current dry weather conditions and the limited first responders and human resources to combat potential fires by curtailing the practice of outdoor burning, accordingly, this order shall expire when the conditions are again deemed safe, upon such date as determined by the Town of Shandaken Supervisor in conjunction with the New York State Department of Environmental Conservation.

Done and ordered this 20th day of September 2025



Peter DiScialfani, Town Supervisor

TOWN OF SHANDAKEN EMERGENCY ORDER NO. 2025-01

AN ORDER AND DECLARATION FOR A BURN BAN FOR ALL OF THE TOWN OF SHANDAKEN UNDER LOCAL STATE OF EMERGENCY

WHEREAS, the Town of Shandaken Supervisor hereby finds that circumstances present within the Town of Shandaken create a public safety hazard that would be exacerbated by outdoor burning; and

WHEREAS, the Town of Shandaken Supervisor heretofore has declared a State of Emergency effective September 20, 2025, at 12:00 a.m., declaring that a state of emergency exists throughout the Town of Shandaken due to severe drought conditions and the threat of wildfires caused by outdoor burning, and its imminent threat to the health and welfare of Town of Shandaken citizens; and

WHEREAS, the Executive Order, in accordance with Section 24 of the New York State Executive Law, authorizes political subdivisions to take whatever prudent action that is necessary to ensure the health, safety, and welfare of the community; and

WHEREAS, Section 24 of the New York State Executive Law authorizes political subdivisions to take all necessary action and issue any necessary orders to protect human life; and

WHEREAS, September 20, 2025, the Town Supervisor of the Town of Shandaken issued a Declaration of Local State of Emergency regarding the severe drought conditions; and

NOW, THEREFORE, it is ORDERED that outdoor burning is prohibited in all the Town of Shandaken as follows:

1. Actions prohibited:

- a. A person violates this order if he/she burns any combustible material in an outdoor area.
- b. A person violates this order if he/she engages in any outdoor activity which could allow flames or sparks that could result in a fire.