

## AUTHORIZED OPEN BURNING

Type of Outdoor Burning	Description	Public Safety Dept. (DPS) Permit	Location
<b>Open-flame cooking devices</b>  (e.g. barbeque grills)	Outdoor cooking devices using charcoal, LP-gas or other solid or gas fuel.	A DPS permit <u>IS</u> required only at Outdoor Assembly Events.  [CFC 105.6.32, 105.6.34]	Charcoal grills and other open-flame cooking devices shall not be operated on combustible balconies or within <b>10 feet</b> of combustible construction. Exceptions: 1) One- and two-family dwellings; 2) Where buildings, balconies and decks are protected by an automatic sprinkler system; 3) LP-gas cooking devices having an LP-gas container with a water capacity not greater than 2.5 pounds. [CFC 308.1.4]
<b>Fixed and portable outdoor fireplaces, and aboveground or belowground fire pits</b>  (solid fuel and gas burning)	An aboveground fireplace or fire pit constructed of steel, concrete, clay or other noncombustible material. An outdoor fireplace may be open in design or may be equipped with a small hearth opening and a short chimney or chimney opening at top (e.g. chimenea). A belowground fire pit is a pit located underground from stones, masonry or soil.	A DPS permit <u>IS</u> required for use in assembly areas <u>and</u> dining areas of restaurants or drinking establishments. [CFC105.6.34]	Fixed and portable outdoor fireplaces shall be used in accordance with manufacturer's instructions and shall not be operated within <b>15 feet</b> of a structure or combustible material. Exception: One- and two-family dwellings. [CFC 307.4.3]
<b>Recreational fires</b>	Outdoor fire burning materials other than rubbish where the fuel being burned is <u>NOT</u> contained in an incinerator, outdoor fireplace, portable outdoor fireplace, open flame cooking device (grill) or fire pit and has a total fuel area of 3 feet or less in diameter and 2 feet or less in height for pleasure, religious, ceremonial, cooking, warmth or similar purposes.	A DPS permit <u>IS NOT</u> required.  [CFC 105.6.32]	Recreational fires shall not be conducted within <b>25 feet</b> of a structure or combustible materials.  Conditions that could cause a fire to spread to within 25 feet of a structure shall be eliminated prior to ignition. [CFC 307.4.2]
<b>Bonfires</b>	An outdoor fire used for ceremonial purposes.	A DPS permit <u>IS</u> required.  [CFC 105.6.32]	Bonfires shall not be conducted within <b>50 feet</b> of a structure or combustible material unless the fire is contained in a barbeque pit. Conditions that could cause a fire to spread within 50 feet of a structure shall be eliminated prior to ignition. [CFC 307.4.1]
<b>Open burning</b>	The burning of materials wherein products of combustion are emitted directly into the ambient air without passing through a stack or chimney from an enclosed chamber. Open burning does not include road flares, smudgepots and similar devices associated with safety or occupational uses typically considered open flames, recreational fires or use of portable outdoor fireplaces.	A DPS permit <u>IS</u> required.  [CFC 105.6.32]	Open burning (if not specifically addressed above) shall not be conducted within <b>50 feet</b> of any structure and provisions shall be made to prevent the fire from spreading to within 50 feet of any structure. [CFC 307.4.1] Exceptions: 1. Fires in approved containers that are not less than 15 feet from a structure. (See fixed and portable outdoor fireplaces and fire pits) 2. The minimum required distance from a structure shall be 25 feet where the pile size is 3 feet or less in diameter and 2 feet or less in height. (See recreational fires)



## CITY OF SUNNYVALE REQUIREMENTS FOR OPEN BURNING (including operations not requiring a permit)

1. Open burning is prohibited when atmospheric conditions or local circumstances make such fires hazardous or when prohibited by the Bay Area Air Quality Management District (BAAQMD). [CFC 307.1.1, 307.2.1]

To find out how and when open burning is allowed by the BAAQMD contact:

**BAAQMD Compliance Assistance Hotline:**

<http://www.baaqmd.gov/permits/open-burn>

(415) 749-4999

Or

**Spare the Air Hotline**

(877) 466-2876

(press "7" for Spare the Air information)

2. Burning of the following materials is prohibited:

Plastics	Rubber	Food service and industrial waste
Garbage & construction waste	Petroleum-based products	Yard vegetation and debris
Wire insulation	Animal waste	Pressure treated/painted wood

3. All open burning operations other than open flame cooking devices shall be constantly attended by a responsible party until the fire is fully extinguished. [CFC 307.5]
4. At least one portable fire extinguisher having a minimum rating of 4-A, or other approved on-site fire-extinguishing equipment, such as dirt, sand, water barrel, or garden hose, shall be immediately available for use. [CFC 307.5]
5. Combustible materials, including but not limited to patio umbrellas, canopies, awnings and sun sails shall be kept away from any open flame in accordance with the Authorized Open Burning table provided on the backside of this handout. [CFC 305.1]

### NOTICE

**When opening burning creates or adds to a hazardous situation, or a required permit for open burning has not been obtained, the *fire code official* is authorized to order the extinguishment of the open burning operation. [CFC 307.3]**