

# Oswego Fire Department Codes Division

## Open Burning Regulations

These rules are paraphrased. For the actual code language please see the referenced text.

### City of Oswego Code:

- §207-15 and §207-16 Prohibits open burning of anything in public and anything except solid fuels on private property. The burning of yard waste, clippings, branches, rubbish, trash, etc. is prohibited.

### NYS Fire Code

#### Section 307: Open Burning and Recreational Fires

<http://publicecodes.citation.com/st/ny/st/index.htm>

- Open burning does not include recreational fires; fires in permanent outdoor fireplaces, permanent barbecue pits or barbecue grills.
- Open burning that is objectionable because of smoke, odor or local hazardous conditions is prohibited.
- Recreational fires are fires that are less than 3 feet in diameter, less than 2 feet in height and for pleasure, warmth, cooking, ceremonial or religious purposes.
- The distance from a fire to combustible material or structures must be:
  - 15 feet when in chimineas, fire pits with mesh covers or other approved containers.
  - 25 feet when less than 3 feet in diameter and 2 feet in height
  - 50 feet any other time
- Any outdoor fire must be constantly attended until extinguished.
- A means of extinguishment shall be readily available. This may include dirt and sand (with a shovel), a garden hose or a minimum 4A rated portable fire extinguisher.

### NYS Fire Code

#### Section 308: Open Flames

<http://publicecodes.citation.com/st/ny/st/index.htm>

- Except in one and two family dwellings, charcoal burners, LPG burners in excess of 2.5 pounds capacity and other open flame cooking devices:
  - Must be 10 feet from combustible construction
  - Are prohibited on combustible balconies

### NYSDEC Regulations

#### Part 215

<http://www.dec.ny.gov/regs/4261.html>

- Prohibits any open burning except for small fires used for cooking and campfires provided that only charcoal or untreated wood is used as fuel and the fire is not left unattended until extinguished.