

12.64.010

**Chapter 12.64**

**WOOD-BURNING APPLIANCES**

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**12.64.010 Purpose.**

The purpose of this chapter is to improve and maintain air quality conditions in the city in order to protect and enhance the health and quality of life of its citizens, as well as contribute to improvements in regional air quality, by reducing air pollutant emissions from wood-burning fireplaces. (Ord. 01-404 § 2 (part))

**12.64.020 Definitions.**

“EPA” means the United States Environmental Protection Agency.

“EPA certified wood-burning appliance” means any wood-burning device that meets the Code of Federal Regulation in effect at the time of installation and is certified and labeled pursuant to those regulations.

“Fireplace” means any permanently installed masonry or factory built wood-burning device designed to be used with an air-to-fuel ratio greater than or equal to 35-to-1, excluding pellet-fueled wood heaters.

“Gas fireplace” means any device designed to burn natural gas in a manner that simulates the appearance of a wood-burning fireplace.

“New construction” means construction of new structures and additions to existing structures.

“Pellet-fueled wood heater” means any wood-burning device that operates exclusively on wood pellets.

“Wood-burning appliance” means fireplace, wood heater, or pellet-fueled wood heater, or any similar device burning any solid fuel used for aesthetic or space-heating purpose. (Ord. 03-253 § 4 (part): Ord. 01-404 § 2 (part))

**12.64.030 Application.**

A. Only gas fireplaces, pellet-fueled wood heaters, or EPA certified wood-burning appliances may be installed in new construction.

B. Excluded from these regulations are devices intended to be solely used for the preparation of food (i.e., wood-burning ovens and outdoor barbecues), and existing fireplaces.

C. Existing fireplaces, regardless of how many exist, may be used and maintained indefinitely. Once these existing fireplaces are removed, only gas fireplaces, pellet-fueled wood heaters, or EPA certified wood-burning appliances may be installed in their place.

D. It is unlawful to burn garbage, plastics, rubber, paints, solvents, oil, treated wood products, particle board, coal or any other material that produces noxious or toxic emissions when burned in a wood-burning fireplace. (Ord. 03-253 § 4 (part): Ord. 01-404 § 2 (part))

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