



## BUTLER COUNTY FIRE DISTRICT #3

911 N ROSE HILL RD  
ROSE HILL, KS 67133-9411  
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bcfd3.com

### OPEN BURNING REQUIREMENTS INFORMATION SHEET Open Burning, Recreational Fires and Portable Outdoor Fireplaces Within the City Limits of Rose Hill, Kansas

#### Permit Required

1. A person **shall not** kindle or maintain or authorize to be kindled or maintained any **open burning**, including bonfires, recreational fires, or ceremonial fires without obtaining a burn permit from the fire code official. The burn permit shall be obtained prior to kindling an open fire.

**Exception:** Burning in a portable outdoor fireplace (as defined below) shall be allowed without a permit at single family homes, duplexes, and town homes.

2. All open burning shall be conducted in accordance with the **Open Burning** section below.
3. The burn permit shall be obtained from Butler County Fire District #3, Station #1, 911 N. Rose Hill Rd., Rose Hill, Kansas between the hours of 8:00 am 4:00 pm. Monday - Friday. Visit our website at [www.bcf3.com](http://www.bcf3.com) for additional information or call **(316) 776 - 0401**.
4. A fire officer, police officer, or code enforcement officer may order any open fire or portable outdoor fireplace (as defined below) which may be hazardous, to be extinguished.

#### Regulations

**2018 International Fire Code, Section 307** - Open Burning, Recreational Fires and Portable Outdoor Fireplaces

#### Definitions

**BONFIRE.** An outdoor fire utilized for ceremonial purposes.

**OPEN BURNING.** 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, smudge pots and similar devices associated with safety or occupational uses typically considered open flames, recreational fires or use of portable outdoor fireplaces. For the purpose of this definition, a chamber shall be regarded as enclosed when, during the time combustion occurs, only apertures, ducts, stacks, flues or chimneys necessary to provide combustion air and permit the escape of exhaust gas are open.

**PORTABLE OUTDOOR FIREPLACE.** A portable, outdoor, solid-fuel-burning fireplace that may be constructed of steel, concrete, clay, or other noncombustible material. A portable outdoor fireplace may be open in design or may be equipped with a small hearth opening and a short chimney or chimney opening in the top. **Examples:** Decorative outdoor fire pits, portable outdoor fireplaces, chimeneas and barbecue pits.

**RECREATIONAL FIRE.** An outdoor fire burning materials other than rubbish where the fuel being burned is not contained in an incinerator, outdoor fireplace, portable outdoor fireplace, barbeque grill or barbeque 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.

## Open Burning

1. **Location.** The location for open burning shall be not less than 50 feet from any structure, and provisions shall be made to prevent the fire from spreading to within 50 feet of any structure.

### Exceptions:

1. Fires in approved containers that are not less than 15 feet from a structure.
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.
2. **Bonfires.** A bonfire shall not be conducted within 50 feet of a structure or combustible material unless the fire is contained in a barbecue pit. Conditions that could cause a fire to spread within 50 feet of a structure shall be eliminated prior to ignition.
3. **Recreational fires.** Recreational fires shall not be conducted within 25 feet of a structure or combustible material. Conditions that could cause a fire to spread within 25 feet of a structure shall be eliminated prior to ignition.
4. **Portable outdoor fireplaces.** Portable outdoor fireplaces shall be used in accordance with the manufacturer's instructions and shall not be operated within 15 feet of a structure or combustible material.

**Exception:** Portable outdoor fireplaces used at one and two-family dwellings.

## Additional Requirements

1. Fires must be constantly attended by an adult with a fire extinguisher or a water source available nearby.
2. The burning of yard waste (grass), leaves, vines, evergreen needles, treated lumber, garbage or paper products is prohibited.
3. No container or appliance that burns a solid fuel product, such as wood or charcoal, should be used on a combustible deck (wood).
4. Decorative outdoor fire pits, portable outdoor fireplaces, chimeneas and barbecue pits should have a minimum of 3/8-inch screening to assist with preventing hot embers from escaping.

## Rose Hill City Limits

