

**10.7.3** No person shall deliberately or maliciously turn in an alarm of fire when in fact that person knows that no fire exists.

**10.7.4** It shall be a violation of this *Code* for any person to willfully make any false, fraudulent, misleading, or unfounded report or statement or to willfully misrepresent any fact with the intention of misleading any fire department personnel or that interferes with the operation of the fire department.

#### **10.8 Tampering with Fire Safety Equipment.**

**10.8.1** No person shall render any portable or fixed fire-extinguishing system or device or any fire warning system inoperative or inaccessible.

**10.8.1.1** As necessary during emergencies, maintenance, drills, prescribed testing, alterations, or renovations, portable or fixed fire-extinguishing systems or devices or any fire warning system shall be permitted to be made inoperative or inaccessible.

**10.8.2** No person shall render a system or device inoperative during an emergency unless by direction of the incident commander.

**10.8.3** No person, except a person authorized by the AHJ, shall remove, unlock, destroy, or tamper with in any manner any locked gate, door, or barricade; chain; enclosure; sign; tag; or seal that has been required by the AHJ pursuant to this *Code*.

#### **10.9 Emergency Plans.**

**10.9.1 Where Required.** Emergency plans shall be provided for high-rise, health care, ambulatory health care, residential board and care, assembly, day care centers, special amusement buildings, detention and correctional occupancies, underground and windowless structures, facilities storing or handling materials covered by Chapter 20, or where required by the AHJ.

**10.9.2\* Plan Requirements.** Emergency plans shall be developed in accordance with NFPA 1600, *Standard on Disaster/Emergency Management and Business Continuity Programs*, and shall include the procedures for reporting of emergencies; occupant and staff response to emergencies; the type and coverage of building fire protection systems; and other items required by the AHJ.

**10.9.2.1 Review.** When required, emergency plans shall be submitted to the AHJ for review.

**10.9.2.2 Maintenance.** Emergency plans shall be reviewed and updated annually. Revised plans shall be submitted for review and updates shall be provided whenever changes are made in the occupancy or physical arrangement of the building or fire protection systems or features.

**10.9.3** The owner shall provide floor plans to the fire department in a manner approved by the AHJ and the fire department.

#### **10.10 Smoking.**

**10.10.1** Where smoking is considered a fire hazard, the AHJ shall be authorized to order the owner in writing to post "No Smoking" signs in conspicuous, designated locations where smoking is prohibited.

**10.10.2** In areas where smoking is permitted, noncombustible ashtrays shall be provided.

**10.10.3** Removal or destruction of any required "No Smoking" sign shall be prohibited.

**10.10.4** Smoking or depositing any lighted or smoldering substance in a place where required "No Smoking" signs are posted shall be prohibited.

#### **10.11 Open Fires, Incinerators, and Commercial Fireplaces.**

**10.11.1 Permits.** Permits, where required, shall comply with 1.12.19.

**10.11.1.1** Permits shall not be required for cooking and recreational fires.

**10.11.1.2** Where burning is conducted on public property or the property of someone other than the permit applicant, the permit applicant shall demonstrate that permission has been obtained by the appropriate government agency, the owner, or the owner's authorized agent.

**10.11.1.3** When limits for atmospheric conditions or hours restrict burning, such limits shall be designated in the permit restrictions.

**10.11.1.4** Instructions or stipulations of permit shall be adhered to.

#### **10.11.2 Open Fires.**

**10.11.2.1** Permitted open fires shall be located not less than 50 ft (15 m) from any structure.

**10.11.2.2** Burning hours shall be prescribed by the AHJ.

**10.11.2.3** Recreational fires shall not be located within 25 ft (7.6 m) of a structure or combustible material unless contained in an approved manner.

**10.11.2.4** Conditions that could cause a fire to spread to within 25 ft (7.6 m) of a structure shall be eliminated prior to ignition.

**10.11.3** Open fires and cooking fires shall be constantly attended by a competent person until such fire is extinguished. This person shall have a garden hose connected to the water supply or other fire-extinguishing equipment readily available for use.

**10.11.4** The AHJ shall have the authority to prohibit any or all open fires when atmospheric conditions or local circumstances make such fires hazardous.

**10.11.5** During that period of the year declared by the AHJ to be the dry season, it shall be unlawful to set fires to any brush or forest-covered land.

**10.11.6** On such occasions when the chief executive of the jurisdiction declares a dry season and establishes special regulations on the use of any form of fire or smoking material, the AHJ shall have the authority to assist in the enforcement of such regulations.

**10.11.7** For other than one- and two-family dwellings, no hibachi, gas-fired grill, charcoal grill, or other similar devices used for cooking, heating, or any other purpose, shall be used or kindled on any balcony or under any overhanging portion or within 10 ft (3 m) of any structure. Listed electric ranges, grills, or similar electrical apparatus shall be permitted.

**10.11.8** Every commercial incinerator and commercial barbecue fireplace shall be equipped and maintained with a spark arrestor and shall be maintained in good condition, working order, and repair at all times.