

ATTENTION



CONTRACTORS & HOMEBUILDERS



NEW FIREPLACE ORDINANCE

On December 11, 1997, the City of Tempe adopted a Fireplace Emissions Ordinance. The purpose of the ordinance is to establish and regulate the emissions standards for fireplaces, woodstoves and other solid-fuel burning devices to reduce the amount of air pollution caused by particulate matter and carbon monoxide.

This ordinance applies to all fireplaces, woodstoves and other solid-fuel burning devices constructed or installed after December 31, 1998.

NOTE: Permits and approved plans issued prior to December 31, 1998 SHALL NOT be construed to allow a violation of this ordinance. All fireplaces, woodstoves and other solid fuel burning devices constructed or installed after December 31, 1998, are required to meet the requirements of this ordinance.

The Installation restrictions are as follows:

After December 31, 1998, no person, firm or corporation shall construct or install a fireplace or a woodstove, and the development services department shall not approve or issue a permit to construct or install a fireplace or a woodstove, unless the fireplace or woodstove complies with one of the following:

- A fireplace which has a permanently installed gas or electric log insert;
- A fireplace, woodstove or other solid-fuel burning appliance which has been certified by the United States Environmental Protection Agency as conforming to 40 Code of Federal Regulations Part 60, Subpart AAA;
- A fireplace, woodstove or other solid-fuel burning appliance that has been tested and listed by a nationally recognized testing agency to meet performance standards equivalent to those adopted by 40 Code of Federal Regulations Part 60, Subpart AAA.
- A fireplace, woodstove or other solid-fuel burning appliance that has been determined by the Maricopa County Air Pollution Control Officer to meet performance standards equivalent to those adopted by 40 Code of Federal Regulations Part 60, Subpart AAA; or
- A fireplace that has a permanently installed woodstove insert that complies with subparagraphs 2, 3 or 4 above.

Should you have any questions regarding this ordinance, please contact the Building Safety Division of the City of Tempe Development Services Department at (480) 350-8341.

Leading the way to a better Community!

A copy of the Ordinance #13A is available at the following web address: <http://www.tempe.gov/citycode/enviro.htm>. Or you may obtain a copy at the Development Services Counter.