



California State Fire Marshal **CODE INTERPRETATION**

Date Issued	06-17-02	Interpretation #	02-010
Topic	Incinerator Construction		
Code Section(s)	§1102.2.2, California Fire Code (1998 ed.)		
Requested by	Glenn W. Ziemer Humboldt Fire Protection District 3455 Harris St Eureka, CA 95503		

Section 1102.2.2 of the California Fire Code requires incinerators to be of masonry construction. Does this apply to the common practice of single-family residences disposing of trash in metal backyard containers commonly known as “burn barrels”?

Yes, if the local fire authority having jurisdiction has adopted this regulation through its local adoption process. The State Fire Marshal does not currently adopt Section 1102.2.2. Additionally, in those areas designated as State Responsibility Areas (SRA), Section 4412 of the Public Resources Code defines an incinerator as “any device constructed of nonflammable materials for the purpose of burning therein trash, debris, and other flammable materials.”