

**7.92.307.2 Section 307.2 is amended—Permit required.**

Section 307.2 of Chapter 3 of the Fire Code of Santa Cruz County is amended to read as follows:

**307.2—Permit required.**

When required by the ~~fire chief~~ CAL FIRE Fire Chief for the San Mateo-Santa Cruz Unit, a permit shall be obtained in accordance with Section 105.5 prior to kindling a fire for recognized silvicultural or range or wildlife management practices, prevention or control of disease or pests, or a bonfire. Application for such permit shall only be presented by and permits issued to the owner of the land upon which the fire is to be kindled. In addition, open burning is not allowed within the Local Responsibility Area of Santa Cruz County without the approval of the local fire chief having jurisdiction over that property.

The open burn season for Santa Cruz County, unless otherwise declared, shall be December 1st through April 30th of the calendar year. ~~The dates may only be changed by the Monterey Bay Area Unified Air Pollution Control District~~ Within areas designated State Responsibility Area, open burn season shall not be declared between May 1st and the date CAL FIRE declares, by proclamation, that hazardous fire conditions have been abated for that year.

~~Exception:~~ During the ~~“declared~~ open burn season, pile burning is allowed under CAL FIRE permits provided that all conditions specified in the permits are followed.” ~~(as declared by the Monterey Bay Area Unified Air Pollution Control District)~~ ~~pile burning is allowed, at the discretion of the fire chief, when the “Guidelines for Pile Burning” (published by the California Department of Forestry and Fire Protection or Monterey Bay Area Unified Air Pollution Control District) are strictly adhered to.~~ (MBARD) permits may also be required given location, time of year, and type of burn. Responsibility for obtaining the proper MBARD permit rests with the applicant.