

terms such as *fire lane*, public street, private street, parking lot lane and access roadway.

[BF] FIRE AREA. The aggregate floor area enclosed and bounded by *fire walls*, *fire barriers*, *exterior walls* or *horizontal assemblies* of a building. Areas of the building not provided with surrounding walls shall be included in the fire area if such areas are included within the horizontal projection of the roof or floor next above.

[BF] FIRE BARRIER. A fire-resistance-rated wall assembly of materials designed to restrict the spread of fire in which continuity is maintained.

FIRE CHIEF. Deleted.

FIRE CODE OFFICIAL. The fire official or fire inspector certified by the Commissioner of the Department of Community Affairs and appointed or designated to direct the enforcement of the code by the appointing authority of a local enforcing agency.

FIRE COMMAND CENTER. The principal attended or unattended location where the status of detection, alarm communications and control systems is displayed, and from which the system(s) can be manually controlled.

[BF] FIRE DAMPER. A *listed* device installed in ducts and air transfer openings designed to close automatically upon detection of heat and resist the passage of flame. Fire dampers are classified for use in either static systems that will automatically shut down in the event of a fire, or in dynamic systems that continue to operate during a fire. A dynamic fire damper is tested and rated for closure under elevated temperature airflow.

FIRE DEPARTMENT MASTER KEY. A limited issue key of special or controlled design to be carried by fire department officials in command which will open key boxes on specified properties.

FIRE DETECTOR, AUTOMATIC. A device designed to detect the presence of a fire signature and to initiate action.

[BF] FIRE DOOR. The door component of a fire door assembly.

[BF] FIRE DOOR ASSEMBLY. Any combination of a fire door, frame, hardware and other accessories that together provide a specific degree of fire protection to the opening.

[BF] FIRE EXIT HARDWARE. Panic hardware that is *listed* for use on *fire door assemblies*.

FIRE HAZARD. Anything or act increasing or causing an increase of the hazard or menace of fire to a greater degree than that customarily recognized by persons in the public service who are regularly engaged in preventing, suppressing or extinguishing a fire; or which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of a fire.

FIRE INSPECTOR. A person working under the direction of the fire official who is certified by the Commissioner of the Department of Community Affairs and appointed or designated to enforce the code by the appointing authority of a local enforcing agency.

FIRE LANE. A road or other passageway developed to allow the passage of fire apparatus. A fire lane is not necessarily intended for vehicular traffic other than fire apparatus.

FIRE OFFICIAL. A person certified by the Commissioner of the Department of Community Affairs and appointed or designated to direct the enforcement of the code by the appointing authority of a local enforcing agency. This term shall also include "Fire Marshal" where the fire official has been appointed pursuant to N.J.A.C. 5:71-3.2.

[BF] FIRE PARTITION. A vertical assembly of materials designed to restrict the spread of fire in which openings are protected.

FIRE POINT. The lowest temperature at which a liquid will ignite and achieve sustained burning when exposed to a test flame in accordance with ASTM D92.

[BF] FIRE PROTECTION RATING. The period of time that an opening protective assembly will maintain the ability to confine a fire as determined by tests prescribed in the building subcode of the *Uniform Construction Code*. Ratings are stated in hours or minutes.

FIRE PROTECTION SYSTEM. *Approved* devices, equipment and systems or combinations of systems used to detect a fire, activate an alarm, extinguish or control a fire, control or manage smoke and products of a fire or any combination thereof.

[BF] FIRE RESISTANCE. That property of materials or their assemblies that prevents or retards the passage of excessive heat, hot gases or flames under conditions of use.

[BF] FIRE-RESISTANCE RATING. The period of time a building element, component or assembly maintains the ability to confine a fire, continues to perform a given structural function, or both, as determined by the tests, or the methods based on tests, prescribed in the building subcode of the *Uniform Construction Code*.

[BF] FIRE-RESISTANT JOINT SYSTEM. An assemblage of specific materials or products that are designed, tested and fire-resistance rated in accordance with either ASTM E1966 or UL 2079 to resist for a prescribed period of time the passage of fire through joints made in or between fire-resistance-rated assemblies.

FIRE SAFETY FUNCTIONS. Building and fire control functions that are intended to increase the level of life safety for occupants or to control the spread of the harmful effects of fire.

[BF] FIRE SEPARATION DISTANCE. The distance measured from the building face to one of the following:

1. The closest interior *lot line*.
2. To the centerline of a street, an alley or *public way*.
3. To an imaginary line between two buildings on the lot.

The distance shall be measured at right angles from the face of the wall.

[BF] FIRE WALL. A fire-resistance-rated wall having protected openings, which restricts the spread of fire and extends continuously from the foundation to or through the roof, with sufficient structural stability under fire conditions to allow

collapse of construction on either side without collapse of the wall.

FIRE WATCH. A temporary measure intended to ensure continuous and systematic surveillance of a building or portion thereof by one or more qualified individuals for the purposes of identifying and controlling fire hazards, detecting early signs of unwanted fire, raising an alarm of fire and notifying the fire department.

[BF] FIREBLOCKING. Building materials, or materials *approved* for use as fireblocking, installed to resist the free passage of flame to other areas of the building through concealed spaces.

FIREBREAK. A natural or constructed barrier used to stop or check fires that occur, or to provide a control line from which to suppress fires. A firebreak shall consist of noncombustible materials including but not limited to gravel, sand, or paved roads, irrigated lawns, gardens and orchards, ponds, lakes or other watercourses that meet a width that is measured outward $1\frac{1}{2}$ times the height of fuels available to burn adjacent to premises.

FIREWORKS. Any composition or device for the purpose of producing a visible or an audible effect for entertainment purposes by combustion, deflagration or detonation that meets the definition of 1.4G fireworks or 1.3G fireworks.

Fireworks, 1.4G. Small fireworks devices containing restricted amounts of pyrotechnic composition designed primarily to produce visible or audible effects by combustion. Such 1.4G fireworks which comply with the construction, chemical composition and labeling regulations of the DOTn for Fireworks, UN 0336, and the U.S. Consumer Product Safety Commission as set forth in CPSC 16 CFR Parts 1500 and 1507, are not explosive materials for the purpose of this code.

Fireworks, 1.3G. Large fireworks devices, which are explosive materials, intended for use in fireworks displays and designed to produce audible or visible effects by combustion, deflagration or detonation. Such 1.3G fireworks include, but are not limited to, firecrackers containing more than 130 milligrams (2 grains) of explosive composition, aerial shells containing more than 40 grams of pyrotechnic composition and other display pieces which exceed the limits for classification as 1.4G fireworks. Such 1.3G fireworks are also described as Fireworks, UN 0335 by the DOTn.

Fireworks include any combustible or explosive composition, and any substance and combination of substances and articles prepared for the purpose of producing a visible or an audible effect by combustion, explosion, deflagration or detonation. Fireworks shall include blank cartridges, toy pistols, toy cannons, toy canes and toy guns in which explosives are utilized; firecrackers, torpedoes, skyrockets, Roman candles, sparklers and other devices of similar construction; any device containing any explosive or flammable compound; and any tablets and other devices containing any explosive substance.

The term "fireworks" shall not include sparkling devices and novelties.

Sparkling devices and novelties means:

- a. wood sticks or wire sparklers of not more than 100 grams of pyrotechnic mixture per item;
- b. hand held or ground based sparkling devices which are nonexplosive and non-aerial, which may produce a crackling or whistling effect, and contain 75 grams or less of pyrotechnic composition per tube or a total of 500 grams or less for multiple tubes; and
- c. snakes and glow worms, smoke devices, and trick noisemakers, which include party poppers, snappers, and drop pops, each consisting of 25/100 grains or less of explosive mixture; and
- d. automobile flares, paper caps containing not more than an average of 0.25 grain (16 mg) of explosive content per cap, and toy pistols, toy canes, toy guns and other devices utilizing such caps.

The sale and utilization of the types of sparkling devices and novelties listed herein that are not considered fireworks shall be permitted at all times. See Chapter 56 Explosives and Fireworks.

FIREWORKS DISPLAY. A presentation of fireworks for a public or private gathering.

[BG] FIXED BASE OPERATOR (FBO). A commercial business granted the right by the airport sponsor to operate on an airport and provide aeronautical services such as fueling, hangaring, tie-down and parking, aircraft rental, aircraft maintenance and flight instruction.

[BE] FIXED SEATING. Furniture or fixtures designed and installed for the use of sitting and secured in place including bench-type seats and seats with or without back or arm rests.

[BF] FLAME SPREAD. The propagation of flame over a surface.

[BF] FLAME SPREAD INDEX. A comparative measure, expressed as a dimensionless number, derived from visual measurements of the spread of flame versus time for a material tested in accordance with ASTM E84 or UL 723.

FLAMMABLE CRYOGENIC FLUID. A *cryogenic fluid* that is flammable in its vapor state.

FLAMMABLE FINISHES. Coatings to articles or materials in which the material being applied is a flammable liquid, combustible liquid, combustible powder, fiberglass resin or flammable or combustible gel coating.

FLAMMABLE GAS. A material which is a gas at 68°F (20°C) or less at 14.7 pounds per square inch atmosphere (psia) (101 kPa) of pressure [a material that has a *boiling point* of 68°F (20°C) or less at 14.7 psia (101 kPa)] which:

1. Is ignitable at 14.7 psia (101 kPa) when in a mixture of 13 percent or less by volume with air; or
2. Has a flammable range at 14.7 psia (101 kPa) with air of not less than 12 percent, regardless of the lower limit.

The limits specified shall be determined at 14.7 psi (101 kPa) of pressure and a temperature of 68°F (20°C) in accordance with ASTM E681.

FLAMMABLE LIQUEFIED GAS. A liquefied *compressed gas* which, under a charged pressure, is partially liquid at a temperature of 68°F (20°C) and which is flammable.

FLAMMABLE LIQUID. A liquid having a closed cup flash point below 100°F (38°C). Flammable liquids are further categorized into a group known as Class I liquids. The Class I category is subdivided as follows:

Class IA. Liquids having a flash point below 73°F (23°C) and having a *boiling point* below 100°F (38°C).

Class IB. Liquids having a *flash point* below 73°F (23°C) and having a *boiling point* at or above 100°F (38°C).

Class IC. Liquids having a *flash point* at or above 73°F (23°C) and below 100°F (38°C).

The category of flammable liquids does not include *compressed gases* or *cryogenic fluids*.

FLAMMABLE MATERIAL. A material capable of being readily ignited from common sources of heat or at a temperature of 600°F (316°C) or less.

FLAMMABLE SOLID. A solid, other than a blasting agent or *explosive*, that is capable of causing fire through friction, absorption of moisture, spontaneous chemical change or retained heat from manufacturing or processing, or which has an ignition temperature below 212°F (100°C) or which burns so vigorously and persistently when ignited as to create a serious hazard. A chemical shall be considered a flammable solid as determined in accordance with the test method of CPSC 16 CFR Part 1500.44, if it ignites and burns with a self-sustained flame at a rate greater than 0.0866 inch (2.2 mm) per second along its major axis.

FLAMMABLE VAPOR AREA. An area in which the concentration of flammable constituents (vapor, gas, fume, mist or dust) in air exceeds 25 percent of their lower flammable limit (LFL) because of the flammable finish processes operation. It shall include:

1. The interior of spray booths.
2. The interior of ducts exhausting from spraying processes.
3. Any area in the direct path of spray or any area containing dangerous quantities of air-suspended powder,

SECTION 5608 FIREWORKS DISPLAY

5608.1 General. Outdoor fireworks displays, use of pyrotechnics before a *proximate audience* and pyrotechnic special effects in motion picture, television, theatrical and group entertainment productions shall comply with Sections 5608.2 through 5608.10 and NFPA 1123 or NFPA 1126.

5608.2 Permit application. Prior to issuing permits for a fireworks display, plans for the fireworks display, inspections of the display site and demonstrations of the display operations shall be *approved*. A plan establishing procedures to follow and actions to be taken in the event that a shell fails to ignite in, or discharge from, a mortar or fails to function over the fallout area or other malfunctions shall be provided to the *fire code official*.

5608.2.1 Outdoor fireworks displays. In addition to the requirements of Section 403, permit applications for outdoor fireworks displays using Division 1.3G fireworks shall include a diagram of the location at which the fireworks display will be conducted, including the site from which fireworks will be discharged; the location of buildings, highways, overhead obstructions and utilities; and the lines behind which the audience will be restrained.

5608.2.2 Use of pyrotechnics before a proximate audience. Where the separation distances required in Section 5608.4 and NFPA 1123 are unavailable or cannot be secured, fireworks displays shall be conducted in accordance with NFPA 1126 for *proximate audiences*. Applications for use of pyrotechnics before a *proximate audience* shall include plans indicating the required clearances for spectators and combustibles, crowd control measures, smoke control measures and requirements for standby personnel and equipment where provision of such personnel or equipment is required by the *fire code official*.

5608.2.2.1 The use of proximate pyrotechnics, as defined by NFPA 1126, in theaters or public halls, shall be subject to prior approval by the fire official and the following conditions shall apply:

1. The building was designed and constructed to accommodate such activity in accordance with the *Uniform Construction Code*.
2. Fireworks shall be discharged and operated in accordance with manufacturer's directions and specifications.
3. The owner/operator shall provide a full demonstration to the fire official prior to final operation.
4. Fireworks shall be discharged so as not to endanger the public by escape of any hot particles from the stage area.
5. A fire watch, with proper extinguishing equipment as approved by the fire official shall be maintained during the operation at both sides of the stage area.

5608.3 Approved fireworks displays. *Approved* fireworks displays shall include only the *approved* fireworks 1.3G, fireworks 1.4G, fireworks 1.4S and pyrotechnic articles, 1.4G,

which shall be handled by an *approved*, competent operator. The *approved* fireworks shall be arranged, located, discharged and fired in a manner that will not pose a hazard to property or endanger any person.

5608.4 Clearance. Spectators, spectator parking areas, and *dwellings*, buildings or structures shall not be located within the display site.

Exceptions:

1. This provision shall not apply to pyrotechnic special effects and fireworks displays using Division 1.4G materials before a *proximate audience* in accordance with NFPA 1126.
2. This provision shall not apply to unoccupied *dwellings*, buildings and structures with the approval of the building owner and the *fire code official*.

5608.5 Storage of fireworks at display site. The storage of fireworks at the display site shall comply with the requirements of this section and NFPA 1123 or NFPA 1126.

5608.5.1 Supervision and weather protection. Beginning as soon as fireworks have been delivered to the display site, they shall not be left unattended.

5608.5.2 Weather protection. Fireworks shall be kept dry after delivery to the display site.

5608.5.3 Inspection. Shells shall be inspected by the operator or assistants after delivery to the display site. Shells having tears, leaks, broken fuses or signs of having been wet shall be set aside and shall not be fired. Aerial shells shall be checked for proper fit in mortars prior to discharge. Aerial shells that do not fit properly shall not be fired. After the fireworks display, damaged, deteriorated or dud shells shall either be returned to the supplier or destroyed in accordance with the supplier's instructions and Section 5604.10.

Exception: Minor repairs to fuses shall be allowed. For electrically ignited displays, attachment of electric matches and similar tasks shall be allowed.

5608.5.4 Sorting and separation. After delivery to the display site and prior to the fireworks display, all shells shall be separated according to their size and their designation as salutes.

Exception: For electrically fired displays, or displays where all shells are loaded into mortars prior to the show, there is no requirement for separation of shells according to their size or their designation as salutes.

5608.5.5 Ready boxes. Display fireworks, 1.3G, that will be temporarily stored at the site during the fireworks display shall be stored in ready boxes located upwind and not less than 25 feet (7620 mm) from the mortar placement and separated according to their size and their designation as salutes.

Exception: For electrically fired fireworks displays, or fireworks displays where all shells are loaded into mortars prior to the show, there is no requirement for separation of shells according to their size, their designation as salutes or for the use of ready boxes.

5608.6 Installation of mortars. Mortars for firing fireworks shells shall be installed in accordance with NFPA 1123 and shall be positioned so that shells are propelled away from spectators and over the fallout area. Under no circumstances shall mortars be angled toward the spectator viewing area. Prior to placement, mortars shall be inspected for defects, such as dents, bent ends, damaged interiors and damaged plugs. Defective mortars shall not be used.

5608.7 Handling. Aerial shells shall be carried to mortars by the shell body. For the purpose of loading mortars, aerial shells shall be held by the thick portion of the fuse and carefully loaded into mortars.

5608.8 Fireworks display supervision. Whenever in the opinion of the *fire code official* or the operator a hazardous condition exists, the fireworks display shall be discontinued immediately until such time as the dangerous situation is corrected.

5608.9 Post-fireworks display inspection. After the fireworks display, the firing crew shall conduct an inspection of the fallout area for the purpose of locating unexploded aerial shells or live components. This inspection shall be conducted before public access to the site shall be allowed. Where fireworks are displayed at night and it is not possible to inspect the site thoroughly, the operator or designated assistant shall inspect the entire site at first light.

A report identifying any shells that fail to ignite in, or discharge from, a mortar or fail to function over the fallout area or otherwise malfunction, shall be filed with the *fire code official*.

5608.10 Disposal. Any shells found during the inspection required in Section 5608.9 shall not be handled until not less than 15 minutes have elapsed from the time the shells were fired. The fireworks shall then be doused with water and allowed to remain for not less than 5 additional minutes before being placed in a plastic bucket or fiberboard box. The disposal instructions of the manufacturer as provided by the fireworks supplier shall then be followed in disposing of the fireworks in accordance with Section 5604.10.

SECTION 5609

TEMPORARY STORAGE AND RETAIL SALES OF CONSUMER FIREWORKS, SPARKLING DEVICES AND NOVELTIES

5609.1 General. Where the temporary storage and retail sales of consumer fireworks, sparkling devices and novelties, 1.4G is allowed by Section 5601.1.3, Exception 4, such storage shall comply with the applicable requirements of NFPA 1124.