

Section 2. Non-Food Products [see Section 1.1. NOTE]

2.4. Fireplace and Stove Wood. – For the purpose of this regulation, this section shall apply to the sale of all wood, natural and processed, for use as fuel or flavoring.

(Amended 1999)

2.4.1. Definitions.

2.4.1.1. Fireplace and Stove Wood. – Any kindling, logs, boards, timbers, or other wood, natural or processed, split or not split, advertised, offered for sale, or sold for use as fuel.

(Amended 1991)

2.4.1.2. Cord. – The amount of wood that is contained in a space of 128 ft³ when the wood is ranked and well stowed. For the purpose of this regulation, “ranked and well stowed” shall be construed to mean that pieces of wood are placed in a line or row, with individual pieces touching and parallel to each other, and stacked in a compact manner.

2.4.1.3. Representation. – This shall be construed to mean any advertisement, offering, invoice, or the like that pertains to the sale of fireplace or stove wood.

2.4.1.4. Flavoring Chips. – Any kindling, logs, boards, timbers, or other natural or processed, split or unsplit wood that is advertised, offered for sale, or sold for flavoring smoked or barbequed foods.

(Added 1999)

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2.4.2. Identity. – A representation may include a declaration of identity that indicates the species group (for example, 50 % hickory, 50 % miscellaneous softwood). Such a representation shall indicate, within 10 % accuracy, the percentages of each group.

2.4.3. Quantity. – Fireplace and stove wood shall be advertised, offered for sale, and sold only by measure, using the term “cord” and fractional parts of a cord or the cubic meter, except that:

- (a) **Packaged natural wood.** – Natural wood offered for sale in packaged form in quantities less than 0.45 m³ (1/8 cord or 16 ft³) shall display the quantity in terms of:
 - (1) liters, including fractions or multiples of the liter. A net quantity of contents declaration, may also include a quantity in units of cubic foot or fractions or multiples of a cubic foot (i.e., cubic feet). (Amended 2010, 2016, and 2022)
- (b) **Artificial compressed or processed products.** – Logs, bricks, or other shaped products greater than 15 cm (6 in) in any dimension shall be sold by weight plus count. (Amended 2022)
- (c) **Stove wood pellets or chips.** – Pellets or chips not greater than 15 cm (6 in) in any dimension shall be sold by weight. This requirement does not apply to flavoring chips. (Amended 1976 and 1991)
- (d) **Flavoring chips.** – Flavoring chips offered for sale in packaged form in quantities less than 0.45 m³ (1/8 cord or 16 ft³) shall display the quantity in terms of:
 - (1) liters, including fractions or multiples of the liter. A net quantity of contents declaration may also include quantity in units of cubic foot or fractions or multiples of a cubic foot (i.e., cubic feet). (Added 1998) (Amended 2010, 2016, and 2022)

NOTE: In determining the appropriate Method of Sale, a clear distinction must be made as to whether the wood is being sold primarily as fuel (some wood is sold as fuel but flavoring is a byproduct) or strictly as a wood flavoring.

(Note Added 2010)

(Amended 1976, 1991, 1998, 2010, 2016, and 2022)

2.4.4. Prohibition of Terms. – The terms “face cord,” “rack,” “pile,” “truckload,” or terms of similar import shall not be used when advertising, offering for sale, or selling wood for use as fuel.

2.4.5. Delivery Ticket or Sales Invoice. – A delivery ticket or sales invoice shall be presented by the seller to the purchaser whenever any non-packaged fireplace or stove wood is sold. The delivery ticket or sales invoice shall contain at least the following information:

- (a) the name and address of the vendor;
- (b) the name and address of the purchaser;
- (c) the date delivered;
- (d) the quantity delivered and the quantity upon which the price is based, if this differs from the delivered quantity;
- (e) the price of the amount delivered; and

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- (f) the identity, in the most descriptive terms commercially practicable, including any quality representation made in connection with the sale.

(Added 1975)