



October 14, 2026

RE: Proposed Open-Flame Barbecues, Fire Pits and Other Fire Devices Rule

Dear Americana Gardens:

Pursuant to Civil Code §4360 the Board of Directors will be considering the adoption of the proposed Open-Flame Barbecues, Fire Pits, and Other Fire Devices Rule as attached hereto, at the Board Meeting to be held December 14, 2026, at 2 p.m. via Zoom or in person in the Clubhouse. The proposed new Open-Flame Barbecues, Fire Pits, and Other Fire Devices Rule has been created to enhance fire and life safety, reduce the risk of property damage, and establish clear, enforceable restrictions on open-flame devices within the community.

The amendment is intended to protect Association buildings, Common Areas, Exclusive Use Common Areas, and individual units from potential fire hazards associated with barbecues, fire pits, outdoor heaters, and similar devices.

You may attend the meeting and during Open Forum provide your constructive comments. Any and all comments made at the Meeting will be subject to the standing rules of the Board, related to member comments at meetings.

The purpose and effect of the proposed Rule will prohibit the use and storage of specified open-flame devices and combustible fuels in these areas while continuing to permit electric cooking appliances that comply with applicable safety requirements.

Member comments: If you wish to provide written comment, please indicate your comments in the space designated below and return this form to Americana Gardens HOA c/o Premier Community Association Management, 72185 Painters Path, Suite B, Palm Desert, CA 92260, or you may return the comments via email at rdrews@brqpcam.com no later than December 1, 2026. Please date, identify your unit, print your name and sign this form. Anonymous/unsigned comments will not be considered.

I/We comment on the proposed Rules and Policies as follows:

Date: _____

Americana Gardens Unit Address: _____

Owner Printed Name

Owner Signature

If you have any questions or need additional information, please contact me at 760-345-2449 x1013 or via email at rdrews@brqpcam.com.

Thank you,

Rhonda M. Drews, PCAM™

Premier Community Association Management

Americana Gardens Homeowners Association

PROPOSED AMENDMENT TO RULES & REGULATIONS

SECTION V – PATIOS AND BALCONIES **Open-Flame Barbecues, Fire Pits and Other Fire Devices**

Purpose. In furtherance of fire and life safety and to reduce the risk of fire to the Association's buildings, Common Area, Exclusive Use Common Area and individual Units, the following restrictions apply.

1. Open-Flame Devices Prohibited. The use, operation or ignition of any open-flame cooking, heating or recreational fire device is prohibited on all balconies, patios, decks and other Exclusive Use Common Areas appurtenant to a Unit.

2. Prohibited Devices. Prohibited devices include, but are not limited to, liquefied petroleum gas (LPG) barbecues or grills; natural gas barbecues or grills; charcoal barbecues, grills and hibachis; wood-burning or pellet-burning grills; smokers utilizing combustible fuel; propane, natural gas, wood-burning or other open-flame fire pits, fire tables, fire bowls, chimineas and outdoor fireplaces; outdoor heaters or similar appliances that utilize an exposed or open flame; and any other cooking, heating or recreational device that produces an open flame, burning embers, sparks or similar ignition source.

3. Electric Cooking Devices. Electric grills and other electric cooking appliances that do not utilize an open flame, combustible fuel, propane, natural gas, charcoal or wood may be used on patios and balconies, provided they are used in accordance with the manufacturer's instructions and all applicable fire, electrical and safety codes. Nothing in this rule authorizes an appliance or use otherwise prohibited by law or the Association's Governing Documents.

4. Storage of Fuel. Propane cylinders, charcoal, lighter fluid, gasoline and other flammable or combustible cooking or fire fuels shall not be stored on balconies or patios or within Common Area or Exclusive Use Common Area, except to the extent expressly permitted by applicable law and approved in writing by the Association.

5. Compliance with Fire Code. All cooking, heating and recreational fire devices shall comply with the then-current California Fire Code, City of Palm Springs requirements and any requirements or directives of the Palm Springs Fire Department. Where applicable law or fire-authority requirements are more restrictive than this rule, the more restrictive requirement shall control.

6. Existing Devices. Any existing barbecue, fire pit, fire table or other device prohibited by this rule shall be discontinued from use and removed from the balcony, patio, deck or other Exclusive Use Common Area within thirty (30) days following the effective date of this rule.

7. Owner Responsibility. Owners are responsible for ensuring compliance with this rule by their tenants, occupants, guests and invitees.

8. Enforcement. Violations may result in notice, a hearing, disciplinary action and/or fines in accordance with the Association's Governing Documents and Enforcement Policy. Where Management or the Board reasonably determines that an immediate fire or life-safety hazard exists, the Association may take such additional action as permitted by the Governing Documents and applicable law.