

ORDINANCE NO. 474

ORDINANCE AMENDING ORDINANCE #401 AUTHORIZING
THE REGULATION OF THE DISPOSAL OF GARBAGE, ASHES,
HOUSEHOLD RUBBISH, MISCELLANEOUS RUBBISH AND REFUSE.

Ordinance No. 401 of the Village of Greenview, Illinois is hereby amended to provide the following:

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE BOARD OF TRUSTEES OF THE VILLAGE OF GREENVIEW, MENARD COUNTY, ILLINOIS:

SECTION 1. Village of Greenview Authorized to Regulate, Supervised, And Control the Disposal of Garbage, Ashes, Etc. That the Village of Greenview shall have the authority to prohibit the open burning of refuse, and to permit the open burning of landscape waste only under certain conditions.

SECTION 2. Burning refuse, yard waste, and landscape waste

- (a) It shall be unlawful to burn any refuse, trash, garbage, rubbish, or other waste including waste resulting from the handling, processing, preparation cooking or consumption of food or food products materials within the village limits, whether on private or public ground. Burning is permitted for landscape waste which includes trees, tree trimmings, branches, stumps, brush, weeds, leaves, shrubbery and yard trimmings subject to the following restrictions:
- (i) Burning of yard waste shall be permitted year round.
 - (ii) No burning shall commence prior to 8:00 a.m. nor shall it be allowed later than sunset.
 - (iii) A water hose connected to a water source that will reach to the fire area or another suitable means for extinguishing fire shall be present at all time until the fire is thoroughly extinguished.
 - (iv) No burning shall be permitted on the surface of any public ground including public streets.
 - (v) Any person burning yard waste that causes, or threatens to cause, demonstrable harm to the health or property of any other resident shall immediately cease and desist the burning upon direction or order of the fire or police department of the village.
 - (vi) No yard waste shall be transported into the village from outside the village by any person for disposal through burning within the village, and no yard waste may be burned within the village except that yard waste naturally generated from trees, bushes, shrubs, and

lawns within the village.

- (vii) All fires and burning activities shall be supervised and attended at all times.
 - (viii) No burning shall occur within any barrel, drum, wire basket or other container or device used to hold the material within.
 - (ix) Burning shall not create a visibility hazard.
- (b) Nothing in this section shall prohibit any of the following activities:
- (i) The operation of any industrial or commercial incinerator in accordance with the rules and regulations of the Illinois Pollution Control Board, as the same may be in effect from time to time.
 - (ii) Fires in indoor domestic fireplaces or fires in outdoor fireplaces, provided that only seasoned dry wood may be used for fires in this category.
 - (iii) Highway safety flares and fires for providing heat for outworkers.
 - (iv) Fires for instruction in the methods of firefighting or for research in the control of fires, provided that the village grants prior approval after the fire department has conducted an on-site inspection of the location and material to be burned.
 - (v) Fires for disposal of hazardous or toxic materials and by-products of natural disasters where the Illinois Environmental Protection Agency determines, in writing, in advance, that there is no practical alternative method of disposal.
 - (vi) Fires for wildlife management practices, prairie grass plot management practices and prevention or control of disease or pests, provided that the village grants prior approval after the fire department has conducted an on-site inspection of the location and material to be burned.
 - (vii) Outdoor cooking grill fires, fueled by charcoal, seasoned dry wood, natural gas or liquid petroleum gas, for the purpose of preparing food for human consumption is permitted.
 - (viii) Weiner roast fires on public or private property are permitted provided that:
 - a. Fuel for the fire shall consist of seasoned dry wood only and shall not include construction materials.
 - b. The fire shall be no more than four feet in diameter, nor

more than two feet in height.

- c. A water hose connected to a water source that will reach to the fire area or another suitable means for extinguishing fire shall be present at all time until the fire is thoroughly extinguished.
 - d. No flammable liquid shall be used to start or maintain the fire.
 - e. If on public property, the public body which owns the property consents.
 - f. Two adults are present while the fire in progress and until completely extinguished.
- (c) Any person who violates or fails to comply with the provisions of this article shall, upon conviction, be punished by:
- (i) For the first offense - A fine of \$50.00; together with any court costs that may be assessed.
 - (ii) For a second offense occurring within two years of an original conviction for violating this article - A fine of \$100.00, together with any court costs that may be assessed.
 - (iii) For a third, or subsequent, offense occurring within two years of an original conviction for violating this article - A fine of \$250.00, together with any court costs may be assessed.

Be it further ordained, by the Village Board of the Village of Greenview, Menard County, Illinois, that this ordinance shall be in full force and effect from and after its passage, approval and publication according to law.

PASSED by the Greenview Village Board of Trustees of the Village of Greenview, County of Menard, and State of Illinois, at a regular meeting thereof, held on the 21st day of January, 2007.

AYES: Kevin Curry, Bruce Davis, Gene Doggett, Dan Horn,
Roy Lee, Caroline Mille

NAYS: None

ABSENT: None

APPROVED this 21st day of January, 2007.

Jan L. Adams
President, Board of Trustees
Village of Greenview, Illinois

(CORPORATE SEAL)

ATTEST:

Michelle Eddings
Village Clerk