

CHAPTER 5

OPEN BURNING

SECTION:

- 3-5-1: Definitions
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- 3-5-3: Burning Of Landscape Waste¹ (Rep. by Ord. 062513B, 8-27-2013)
- 3-5-4: Provisions Additional To State Regulations

3-5-1: DEFINITIONS:

LANDSCAPE WASTE: All accumulations of grass or shrubbery cuttings, leaves, tree limbs and other materials accumulated as the result of the care of lawns, shrubbery, vines and trees.

OPEN BURNING: The combustion of any matter in the open or in an open dump. (2010 Code)

3-5-2: **OPEN FIRES RESTRICTED:** No person shall cause or allow open burning of any combustible material or refuse, conduct any salvage operation by open burning, or cause or allow the burning of any refuse or combustible material in any chamber not specifically designed for the purpose and approved by the Illinois environmental protection agency pursuant to regulations adopted by the Illinois air pollution control board; except that it shall be lawful for any person to burn landscape waste upon the premises where it is produced or at sites provided and supervised by the city, when such burning shall take place between sunup and sundown and not during school hours and two (2) hours prior to the start of the school day, and when such burning is conducted in a manner and under such conditions as will create the least visibility hazards on adjacent roadways, walkways and railroad tracks, and will create the least amount of

1. See section 3-5-2 of this chapter.

pollutants reasonably possible at such time. The burning of landscape waste shall not be in conflict with the provisions of the acts of the state and its subsidiary agencies relative to the burning of landscape wastes in open air. Further, it shall also be lawful for any person to set fire to, ignite or burn any combustible material except trash, refuse, or garbage, in any outdoor fireplace, grill or barbecue pit if:

- A. Such fire is used solely for the purpose of cooking; and
- B. Such fire is kept under competent and continuous supervision; and
- C. All flammable and combustible material is removed a distance of thirty feet (30') from the fireplace, grill or barbecue pit so as not to constitute a fire hazard; and
- D. All such burning is a distance of thirty feet (30') from other residences and properties so as to not be a nuisance, constitute a fire hazard or impair the breathing of free air to adjacent persons or property owners; and
- E. All fires or coals in said fireplace, grill or barbecue pit are thoroughly extinguished after the use thereof has been completed. (Ord. 062513B, 8-27-2013)

3-5-3: **BURNING OF LANDSCAPE WASTE¹:** (Rep. by Ord. 062513B, 8-27-2013)

3-5-4: **PROVISIONS ADDITIONAL TO STATE REGULATIONS:**
This chapter shall embrace, but not be in conflict with, the provisions of an act to protect the environment of the state, and to repeal certain acts therein named, being 415 Illinois Compiled Statutes 5/1 et seq. (2010 Code)

1. See section 3-5-2 of this chapter.