

ARTICLE IX - OPEN BURNING

27-9-1 **DEFINITIONS.** Unless the context otherwise requires, the words and phrases herein defined are used in this Article in the sense given them in the following definitions:

"AGRICULTURAL WASTE" means any refuse, except garbage and dead animals, generated on a farm or ranch by crop and livestock production practices including such items as bags, cartons, dry bedding, structural materials, and crop residues but excluding landscape waste.

"GARBAGE" means refuse resulting from the handling, processing, preparation, cooking and consumption of food or food products.

"LANDSCAPE WASTE" means any vegetable or plant refuse, except garbage and agricultural waste. The term includes trees, tree trimmings, branches, stumps, brush, weeds, leaves, grass, shrubbery, and yard trimmings.

"OPEN BURNING" means the combustion of any matter in such a way that the products of the combustion are emitted to the open air without originating in or passing through equipment for which a permit could be issued under **Section 9(b) of the Environmental Protection Act of the State of Illinois.**

"PALLETS, WOOD, PAPER PRODUCTS" means any paper products, wood or pallets used in businesses which have on-site incinerators in compliance with **Section 9(b) of the Environmental Protection Act of the State of Illinois.**

27-9-2 **PROHIBITIONS.** No person shall cause or allow open burning of agricultural waste of garbage; and, landscape waste and pallets, wood and paper products shall not be allowed to be openly burned except as hereinafter provided.

27-9-3 **RESTRICTIONS ON BURNING OF LANDSCAPE WASTE AND PALLETS, WOOD AND PAPER PRODUCTS.** The open burning of landscape waste, pallets, wood and paper products shall be permitted only on the following conditions:

(A) Landscape waste shall be burned on the premises on which such waste is generated; and

(B) Landscape waste shall be burned only when atmospheric conditions shall readily dissipate contaminants; and,

(C) Landscape waste may be burned only if such burning does not create a visibility hazard on roadways, walkways, or railroad tracks; and,

(D) Open burning of landscape waste may only take place during daylight hours with a person over **eighteen (18) years** of age in attendance during the entire period of burning.

(E) No open burning of landscape waste shall be permitted on any streets or roads.

(F) No open burning may occur during periods of time when determined by the Fire Chief, or the Chief of Police that atmospheric conditions or local circumstances make such fires hazardous; and,

(G) No open burning of landscape waste may occur on Mondays, Tuesdays or Wednesdays.

(H) Pallets, wood and paper products generated pursuant to the transaction of business on the premises, may only be burned on the premises where they are generated incident to the business located at the premises and only in approved on-site incinerators in compliance with **Section 9(b) of the Environmental Protection Act of the State of Illinois.** Business can only burn on Thursday or Friday before sundown.

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