

**PAMPHLET CONTAINING
CALENDAR YEAR 2007 ORDINANCE NO. 2007- 11**

AN ORDINANCE OF THE VILLAGE OF WILLIAMSVILLE, ILLINOIS:

OPEN BURNING LANDSCAPE WASTE

This pamphlet published and made available to the general public on October 8, 2007, by authority of the Board of Trustees, Village of Williamsville, Illinois.

Carol Beal, Village Clerk

ORDINANCE OF THE VILLAGE OF WILLIAMSVILLE, ILLINOIS
OPEN BURNING LANDSCAPE WASTE

WHEREAS, the Board of Trustees of the Village of Williamsville is in charge of maintaining the health and safety of the general public.

WHEREAS, the Village has reviewed its existing Ordinances regarding the issue of Open Burning Landscape Waste and desire to provide a clean environment for its residents.

WHEREAS, the Village Board has determined that there shall be a total ban of burning of all materials, garbage, grass, litter, recyclable materials and other substances within the Village limits except for Landscape Waste as provided for in this Ordinance.

BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF WILLIAMSVILLE, ILLINOIS, AS FOLLOWS:

Section One. Definitions:

- (a) Landscape Waste - Any vegetable or plant refuse, except garbage and agricultural waste. The term includes trees, tree trimmings, branches, stumps, brush, weeds, leaves, shrubbery and yard trimmings. The term specifically excludes grass.
- (b) Paved Street - A paved street includes all public right of ways designed for motor vehicle use with surfaces composed of oil and rock, asphalt and rock, rock or concrete, including, but not limited to public alleyways and streets.

Section Two: The burning of landscape waste shall be allowed within the Village of Williamsville from 9:00 a.m. until sunset on each Wednesday and on the first and third Saturdays and Sundays of each month during the time period March 1st thru April 30th (inclusive) and during the time period September 15th thru November 30th (inclusive) of each calendar year subject to the following restrictions and mandatory conditions precedent to any fire or burning of landscape waste:

- (a) Burning of landscape waste is only permitted when wind air speed is 14 miles per hour or less. Said wind air speed shall be as reported by the National Weather Service at the time of the burning.
- (b) Prior to the starting of the fire the landscape waste to be burned shall be dry to touch.
- (c) The fire must be supervised at all times by a legally competent adult until completely extinguished.
- (d) A water hose must be connected to a water source and shall be accessible to the fire supervisor within 15 feet of the fire.

- (e) All coals and ashes must be completely extinguished before the adult supervising the fire may leave the area.
- (f) No burning of landscape waste is permitted within 20 feet of any adjoining property owner's or renter's motor vehicle or residence.
- (g) The landscape waste shall be burnt on the premises on which such landscape waste is generated .
- (h) All burning shall be conducted when atmospheric conditions will readily dissipate contaminants.
- (i) No burning may create a visibility hazard on paved streets or railroad tracks.
- (j) No burning of landscape waste is permitted on paved streets, public alleyways, public easement or drainage ditches.
- (k) No fire may be permitted to smolder after the end time for burning in the Village.
- (l) No burning shall be conducted on Veterans Day or Halloween Day.
- (m) No burning shall be conducted in burn barrels.

Section Three: The restrictions regarding burning contained in this Ordinance shall not apply to the following:

- (a) The Village of Williamsville and its employees while acting within their scope of employment.
- (b) Outdoor grills while in use for the preparation of food.
- (c) Recreational fires built in a fire pit, fire ring or constructed of rocks or other similar non-combustible material. Except that with respect to recreational fires the following restrictions and mandatory conditions precedent to any fire or burning shall apply:
 - (i) Fuel for a recreational fire shall consist of seasoned, dry firewood and shall be ignited with paper or kindling;
 - (ii) No flammable or combustible liquids shall be used to start, kindle or rekindle a recreational fire;
 - (iii) The recreational fire must be supervised at all times by a legally competent adult; and
 - (iv) The recreational fire must be completely extinguished prior to the supervising adult leaving the area.

Section Four: Any burning or fire which continues after weather conditions have changed so that it is no longer appropriate for burning, including, but not limited to when conditions are dry such as that there is a potential fire hazard and/or conditions threaten the safety of others shall be extinguished promptly by the supervising adult.

Section Five: Any person or entity violating any provision of this Ordinance shall be subject to a fine or penalty in the sum of \$50.00 for the first violation, \$100.00 for the second violation and \$500.00 for the third and any subsequent violation. Every day that such a violation is continued shall constitute a separate and distinct offense. In addition to such fine or penalty, any person violating any provision of this Ordinance shall also be required to pay all costs of and expenses incurred by the Village of Williamsville or any other agency responding to the violation. The Village is hereby authorized to place a lien against the real estate where the violation occurred in the amount of said costs and expenses.

Section Six: All Ordinances in conflict with the provisions of this Ordinance are hereby repealed to the extent of the conflict. If any part of this Ordinance be held void, such part shall be deemed severable and the invalidity thereof shall not affect the remaining parts of this Ordinance.

Section Seven: This Ordinance shall take effect and be in force from and after its passage and approval as required by law.

PASSED by the Village Board of Trustees of the Village of Williamsville, and filed in the office of the Village Clerk of Williamsville, Illinois, on the ____ day of _____, 2007.

PASSED and APPROVED this
____ day of _____, 2007.

Village Clerk

President of the Board of Trustees
of said Village

