

## Ordinance No. 93-47

**AN ORDINANCE REGULATING THE BURNING OF  
YARD WASTE WITHIN THE VILLAGE OF CHATHAM**

*BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE  
VILLAGE OF CHATHAM, SANGAMON COUNTY, ILLINOIS, AS FOLLOWS:*

**SECTION 1:** This Ordinance governs the burning of yard waste within the corporate limits of the Village of Chatham. As used in this Ordinance, "Yard Waste" includes and is limited to leaves, wood chips, grass clippings, garden waste such as dry weeds and stalks, and tree and shrub branches and twigs.

**SECTION 2:** Burning of yard waste is permitted only in accordance with the regulations set forth in Section 3 hereof. Burning of yard waste other than in accordance with Section 3 hereof is hereby declared a nuisance.

**SECTION 3:** The following regulations govern the burning of yard waste.

1. Burning of yard waste is prohibited prior to 7:00 a.m. and after 7:00 p.m. or sunset, whichever is earlier. Burning is prohibited all day Sunday, Monday and Tuesday. Each fire must be completely extinguished during times when burning is prohibited.

2. Burning of yard waste is prohibited on national holidays.

3. Burning of yard waste is prohibited when there is no wind movement or when winds could constitute a hazard of airborne sparks or embers which would spread fires.

4. Burning of yard waste must be personally supervised at all times by a person at least 14 years of age.

5. Persons burning yard waste shall do so with due regard for the safety of others and shall take appropriate precautions to insure that the fire is and can be contained at all times.

6. Burning of yard waste which has a moisture content that will not allow for an open and visible flame is prohibited.

7. Burning of yard waste which has been chemically treated or which produces noxious odors is prohibited.

8. Burning or dumping of yard waste on public property, including but not limited to streets, sidewalks and alleys, is prohibited.

9. Burning of yard waste emitting excessive smoke, thereby creating a visibility hazard, including but not limited to a hazard on any roadway, sidewalk or private drive, is prohibited at all times.

**SECTION 4:** The Village Police Department is charged with the responsibility of monitoring and enforcing this Ordinance. The Village Police Department may order the extinguishment of any fire which, in the opinion of the officer on duty, violates the regulations of Section 3.

**SECTION 5:** Persons violating this Ordinance shall be subject to a fine of not less than \$25.00 or more than \$500.00 per offense. In addition, the Village may in its discretion, seek any other available remedy in law or in equity to restrain or enjoin violations of this Ordinance.

**SECTION 6:** This Ordinance shall become effective upon its passage and publication as provided by law, except that persons shall be subject to a written warning only for a first

offense. The Clerk shall forthwith publish this Ordinance in the Chatham Clarion.

PASSED this 28 day of September, 1993.

Linda Koester  
LINDA KOESTER, VILLAGE PRESIDENT

ATTEST:

Rennet Mooney  
Village Clerk

AYES:	<u>5</u>
NAYS:	<u>0</u>
PASSED:	<u>9-28-93</u>
APPROVED:	<u>9-28-93</u>
ABSENT:	<u>1</u>

**ORDINANCE CERTIFICATE**

STATE OF ILLINOIS     )  
                              )    SS.  
COUNTY OF SANGAMON    )

I, the undersigned, do hereby certify that I am the duly qualified and acting Village Clerk of the Village of Chatham, Sangamon County, Illinois.

I do further certify that the ordinance attached hereto is a full, true, and exact copy of Ordinance No. 93-47, adopted by the President and Board of Trustees of said Village on the 28 day of Sept, 1993, said Ordinance being entitled:

**AN ORDINANCE REGULATING THE BURNING OF  
YARD WASTE WITHIN THE VILLAGE OF CHATHAM**

I do further certify that prior to the making of this certificate, the said Ordinance was spread at length upon the permanent records of said Village, where it now appears and remains.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said Village this 28 day of Sept., 1993.

Remy Mooney  
Village Clerk