

§93.02 BURNING

(A) *Prohibited open burning.*

(1) General prohibition on open burning. Open burning is prohibited in the Village unless the burning is specifically permitted by this Section, or otherwise permitted by the Village Council and in accordance with all Fire Department rules and regulations.

(2) Open burning of refuse. Open burning of refuse is prohibited. Refuse is defined as anything thrown away, waste, or rubbish.

(3) Burning of materials. Burning of trees, logs that do not fit into a burn pit or patio wood-burning unit, shrubbery, brush, stumps, leaves, refuse and grass is prohibited.

(4) Burning of construction and demolition waste. Burning of construction and demolition waste is prohibited.

(5) Burning Barrels prohibited. No person shall install, use, maintain or operate a “burning barrel” or other similar fire resistant container for open burning.

(B) *Permitted outdoor and open burning.*

(1) Outdoor wood-fired boilers. The installation, use, or maintenance of outdoor wood-fired boilers in the Village shall be with the approval of the Village Council and shall be subject to all zoning regulations. Outdoor wood-fired boilers shall not be located closer than 75' from the nearest structure which is not on the same property as the outdoor wood-fired boiler and shall not be a nuisance to neighboring property.

(2) One backyard burn pit or patio unit(s) e.g. barbecue or smoker grill, table top burners, portable fire pits or chiminea, may be used and/or installed in the Village only in accordance with all of the following:

(a) The backyard burn pit or patio unit shall not be used to burn refuse, leaves, brush, grass clippings, or construction or demolition waste.

(b) The backyard burn pit or patio unit shall only burn clean wood or commercially produced fuel products.

(c) The backyard burn pit or patio unit shall be located at least 25 feet from the nearest structure which is not on the same property as the backyard burn pit or patio burning unit.

(d) The backyard burn pit or patio unit shall not cause a nuisance to neighbors.

(e) The backyard burn pit or patio unit shall be approved by the Village or Fire Department.

(f) The backyard burn pit or patio unit shall be attended by an adult at all times until extinguished and any ashes are cold.

(C) *Village Bags.*

The Village Department of Public Works maintains a supply of biodegradable bags for the purpose of bagging leaves and other biodegradable refuse. Bags may be purchased at the Village Clerk's office at such price as the Village Council shall from time to time establish, which price shall be posted at the Department of Public Works and the Clerk's Office. Only bags obtained from the Village shall be used. Each bag shall be sealed at the top by string, metal twisted strip or such other means as shall ensure that the contents will not spill out. Twigs and sticks may be placed in the bags if they do not substantially damage them. Branches and larger sticks or limbs shall be neatly placed next to the bags set out for pick-up, as provided in division (B)(3) below, or upon arrangements made by, and at the expense of, the property owner or the person or persons responsible for the maintenance of the property.

(D) *Village Council Exceptions.*

The Village Council, upon special request, may grant one-time permits for campfires, organizational bonfires and other open burning within the Village, when it deems the same not to be against the public interest and not contrary to the underlying purpose of this Section 93.02. The requests shall be made to the Village Clerk in writing and factually supported by the applicant or his or her representative at the time of the Council's consideration.

(Ord. 78, passed 2-9-1988; Ord. 119, passed 5-22-1990; Ord. 122, passed 9-11-1990 Amended Effective March 29, 2016). Penalty, see §93.99.