

COPY

MT. HOPE-FUNKS GROVE FIRE PROTECTION DISTRICT

AN ORDINANCE AUTHORIZING THE PROHIBITION OF OPEN BURNING
AND ESTABLISHING A CHARGE FOR OPEN BURNING CONTRARY TO A
PROHIBITION OF OPEN BURNING

WHEREAS, Section 8.20(d) of the Illinois Fire Protection District Act (70 ILCS 705/8.20(d)) authorizes the Board of Trustees of the Mt. Hope-Funks Grove Fire Protection District to authorize the Fire Chief or any other designated officer of the District's Fire Department to prohibit open burning within the District on an emergency basis for a limited period of time, when the atmospheric conditions or other circumstances create an unreasonable risk of fire because of wind, weather, or the types of combustibles and the resources of the Fire Department are not sufficient to control and suppress a fire resulting from one or more of the foregoing conditions or circumstances

WHEREAS, the Board of Trustees of the Mt. Hope-Funks Grove Fire Protection District has determined that authority should be granted to the Fire Chief of the District's Fire Department to issue a prohibition against open burning in circumstances where conditions meet the requirements of Section 8.20(d) of the Fire Protection District Act in order to protect lives and property within the District; and

WHEREAS, Section 8.20(e) of the Illinois Fire Protection District Act authorizes the Board of Trustees of the Mt. Hope-Funks Grove Fire Protection District to assess, charge and collect fees for open burning requiring extinguishment.

NOW, THEREFORE, the premises considered, be it ordained by the Board of Trustees of the Mt. Hope-Funks Grove Fire Protection District:

1. That this Ordinance is adopted pursuant to the provisions of the Illinois Fire Protection District Act and in, particular, Section 8.20(d) and Section 8.20(e) thereof (70 ILCS 705/8.20(d); 70 ILCS 705/8.20(e)).
2. That from and after the effective date of this Ordinance, the Fire Chief of the District's Fire Department is authorized to prohibit open burning within the District on an emergency basis for a limited period of time when wind, weather or types of combustibles create an unreasonable risk of fire and the resources of the Fire Department are not sufficient to control and suppress a fire resulting from one or more of those conditions.
3. That the Fire Chief shall disseminate notice of any prohibition of open burning pursuant to the authority granted by this Ordinance through available news and other media in order to inform the public that a prohibition against open burning has been issued by the Fire Chief.
4. That any such prohibition against open burning shall be for a limited period of time not to exceed seven (7) days based on any one declaration of a prohibition by the Fire Chief, provided, however, that the Fire Chief may continue a prohibition of open burning from time to time by making a subsequent declaration disseminating notice to the public that the prohibition against open burning has been extended and remains in effect.
5. That any person who engages in or causes open burning during a period when a prohibition against open burning is declared pursuant to this ordinance is in effect shall be assessed and shall pay a fee

to the Mt. Hope-Funks Grove Fire Protection District for the extinguishment of the fire resulting from such open burning in an amount determined by the Fire Chief of the Mt. Hope-Funks Grove Fire Protection District Fire Department in accordance with Section 8.20(e) of the Illinois Fire Protection District Act (70 ILCS 705/8.20(e)).

6. That this Ordinance shall take effect from and after its passage and publication in accordance with applicable law and shall repeal any ordinance in conflict herewith.

PASSED AND APPROVED by the Board of Trustees of the Mt. Hope-Funks Grove Fire Protection District this 22 day of MAY, 2014.

Ayes: 2

Nays: ABSTAIN 1

Norman King
Secretary, Board of Trustees
Mt. Hope-Funks Grove Fire Protection District

APPROVED:

Bruce Webb
President, Board of Trustees
Mt. Hope-Funks Grove Fire Protection District