

VILLAGE OF PLEASANT PLAINS, ILLINOIS

ORDINANCE NO. 27-03

**AN ORDINANCE AMENDING CHAPTER 27, ARTICLE VIII OF THE VILLAGE
CODE OF RELATED TO OPEN BURNING**

ADOPTED BY THE PRESIDENT AND BOARD OF TRUSTEES
OF THE VILLAGE OF PLEASANT PLAINS, ILLINOIS
THIS 8th DAY OF JULY, 2026

Published in pamphlet form by the authority of the Village President and
Board of Trustees of the Village of Pleasant Plains, Sangamon County,
Illinois, this 8th day of July, 2026

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WHEREAS, the Village of Pleasant Plains, Illinois is an Illinois non-home rule municipal corporation pursuant to Article VII, § 8 of the 1970 Illinois Constitution, organized and operating under the Illinois Municipal Code, 65 ILCS 5/1-1-1, *et seq.*; and

WHEREAS, “[t]he corporate authorities of each municipality may pass all ordinances and make all rules and regulations proper or necessary, to carry into effect the powers granted to municipalities, with such fines or penalties as may be deemed proper.” 65 ILCS 5/1-2-1; and

WHEREAS, the Village previously adopted Ordinance 16-003 on July 6, 2015 which amended existing regulations on open burning in the Village

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF PLEASANT PLAINS, SANGAMON COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: The recitals contained above in the preamble of this Ordinance are hereby incorporated herein by reference, the same as if set forth in this Section of this Ordinance verbatim, as findings of the Board of Trustees of the Village of Pleasant Plains, Illinois.

SECTION 2: Chapter 27, Article VIII of the Village Code is hereby amended as follows:

ARTICLE VIII – OPEN BURNING

27-8-1 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 waste, 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 OR HOUSEHOLD TRASH” means ~~refuse waste~~ resulting from the handling, processing, preparation, cooking and consumption of food or food products; including plastic containers; wastes from the handling, storage, and sale of produce.

“LANDSCAPE WASTE” means any vegetable or plant refuse, except garbage, general construction or demolition debris, and agricultural waste. The term includes trees, tree trimmings, branches, stumps, brush, weeds, leaves, ~~grass~~, shrubbery, and yard trimmings. This term specifically excludes grass and grass clippings.

“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.

“FIRE PIT” means a fire pit or fire ring manufactured for the purpose of containing a recreational fire or a ring constructed of rocks. A fire pit shall not include fifty gallon drums or similar containers not constructed for the purpose of containing a fire.

“FIRE PIT BURNING” means recreational fires contained in a fire pit consisting of burning of firewood, tree trimmings, or branches by a resident in the resident’s own yard conducted on an occasional basis. It shall not include other landscape waste, garbage and trash, refuse, or general construction or demolition debris of any kind.

“REFUSE” means combustible trash, including, but not limited to, paper, cartons, boxes, barrels, excelsior, wood furniture, bedding; noncombustible trash, including, but not limited to, metals, tin cans, metal furniture, glass, crockery, but refuse does not mean nor shall it include solid wastes resulting from industrial processes and manufacturing operations such as food processing wastes, boiler-house cinders, scraps and shavings.

“GENERAL CONSTRUCTION OR DEMOLITION DEBRIS” means "materials resulting from the construction, remodeling, repair, and demolition of utilities, structures, and roads, limited to the following: bricks, concrete, and other masonry materials; wood, including painted, treated, and coated wood and wood products; wall coverings; plaster; drywall; plumbing fixtures; insulation; roofing shingles and other roof coverings; reclaimed or other asphalt pavement; glass; plastics that are not sealed in a manner that conceals waste; electrical wiring and components; and corrugated cardboard, piping or metals incidental to any of those materials.

27-8-2 BURNING PROHIBITED. It shall be unlawful to cause or allow open burning of agricultural waste, household trash or garbage, refuse, or general construction or demolition debris within the Village, except as otherwise provided in this Article.

27-8-3 RESTRICTIONS ON BURNING OF LANDSCAPE WASTE. The open burning of landscape waste 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 when wind air speed is fourteen (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; 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 must be supervised at all times by a legally competent adult who is eighteen (18) years of age or older until the fire is completely extinguished ~~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; and,~~

(E) No open burning of landscape waste shall be permitted on any streets or roadways; and,

(F) No open burning shall occur during periods of time when the Fire Chief of the fire protection district or the Chief of Police have determined that atmospheric conditions or local circumstances, including but not limited to public events, may make such fires hazardous and dangerous; and

(G) The burning of landscape waste shall be allowed within the Village from nine o'clock (9:00) A.M. until sunset on each Wednesday of each month and on the last full weekend of the month in which both the last Saturday and last Sunday occur in the same month during the time period March 1 through November 30 (inclusive) of each calendar year unless prohibited by the Fire Chief of the fire protection district or the Chief of Police. Fire pit burning shall be allowed on days when landscape burning would not be prohibited. Fires shall be contained in a fire pit designed for such purpose or shall be no larger than a typical campfire. Such fire pit burning shall be personally supervised by an adult over the age of eighteen years during the entire period of the burning. Such fires shall be extinguished at the conclusion of the fire pit burning before leaving the site unattended.

(H) Prior to the starting of the fire, the landscape waste to be burned shall be dry to the touch; and

(I) A water hose must be connected to a water source and shall be accessible to the fire supervisor within fifteen feet (15') of the fire; and

(J) All coals and ashes must be completely extinguished before the adult supervising the fire may leave the area; and

(K) No burning of landscape waste is permitted within twenty feet (20') of any lot line, structure, or motor vehicle.

27-8-4 FIRE PIT BURNING. Fire pit burning shall not be allowed on days when landscape burning would be prohibited due to atmospheric or wind speed conditions. Fires shall be contained in a fire pit designed for such purpose. Such fire pit burning shall be personally supervised by an adult over the age of eighteen years and a water hose connected to a water source must be accessible to the fire supervisor within fifteen feet (15') of the fire during the entire period of the burning. Such fires shall be extinguished at the conclusion of the fire pit burning before leaving the site unattended.

27-8-5 PENALTIES. Any person or entity violating any provision of this chapter shall be subject to a fine or penalty in the sum of one hundred dollars (\$100.00) for the first violation, one hundred fifty dollars (\$150.00) for the second violation and seven hundred fifty dollars (\$750.00) for the third and any subsequent violation. The first violation shall be considered a minor violation pursuant to Section 1-1-21 of this Code. 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 Article shall also be required to pay all costs of and expenses incurred by the village 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 3: All ordinances and parts of ordinances in conflict or inconsistent with the provisions of this Ordinance are hereby superseded to the extent that they may conflict.

SECTION 4: In the event that any section, clause, provision, or part of this Ordinance shall be found and determined to be invalid by a court of competent jurisdiction, all valid parts that are severable from the invalid parts shall remain in full force and effect.

SECTION 5: This Ordinance shall take effect upon its passage and publication as required by law.

SECTION 6: The Village Clerk shall publish this Ordinance in pamphlet form and see to inclusion of this Ordinance in the next update of the Village Code of Ordinances.

PASSED this 8th day of July, 2026.

Trustee Aldrich: Absent

Trustee Anderson: Aye

Trustee Bensko: Aye

Trustee Kimes : Aye

Trustee Smith: Aye

Trustee Van Zele: Aye

President Reid: _____

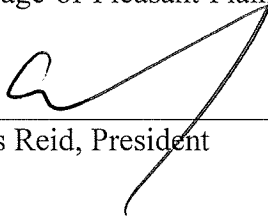
AYES: 5

NAYES: 0

ABSENT: 1

PRESENT: _____

APPROVED by the Village President of the Village of Pleasant Plains, Illinois this 8th day of July, 2026.



Chris Reid, President

ATTEST:



Patti Walbaum, Village Clerk

STATE OF ILLINOIS)
) ss.
COUNTY OF SANGAMON)

CERTIFICATE

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

I further certify that on July 8, 2026, the corporate authorities of such Village passed and approved Ordinance No. 27-03 entitled:

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which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 27-03 including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the Village Hall, commencing on July 8, 2026, to continue for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the Village Clerk.

DATED at Pleasant Plains, Illinois, this 8th day of July, 2026.

(SEAL)


Village Clerk

