

VILLAGE OF CHAPIN
ORDINANCE NO. 2007-8

AN ORDINANCE REGULATING FIRES WITHIN THE VILLAGE OF CHAPIN,
MORGAN COUNTY, ILLINOIS

FOR THE
VILLAGE OF CHAPIN, MORGAN COUNTY, ILLINOIS

ADOPTED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE
VILLAGE OF CHAPIN, MORGAN, COUNTY, ILLINOIS

THIS 14 DAY OF November, 2007

Published in pamphlet form by authority of the President and Board of Trustees of
the Village of Chapin, Morgan County, Illinois, this 14 day of
November, 2007.

ORDINANCE NO. 2007-8

**AN ORDINANCE REGULATING FIRES WITHIN THE VILLAGE OF CHAPIN,
MORGAN COUNTY, ILLINOIS**

WHEREAS, there is currently enforce within the Village of Chapin Ordinance No. 83-3 entitled "*Ordinance Regulating Fires Within Corporate Limits*"; and

WHEREAS, the corporate authorities of the Village of Chapin deem it to be in the best interest of the Village that the Village regulations concerning the creation and maintenance of fires be revised and updated.

NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF CHAPIN, MORGAN COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: Village Ordinance 83-3 is hereby repealed.

SECTION 2: Effective October 1, 2007, the following rules and regulations shall govern the creation and maintenance of fires within the Village of Chapin:

SECTION A: Definitions. For purposes of this Ordinance, the following definitions shall apply:

Garbage: The term "*garbage*" shall be construed to mean food wastes, the accumulation of animal, fruit or vegetable matter used or intended for food, or that attends the preparation, use, cooking, dealing in, or storing of meat, fish, fowl, fruit, or vegetables.

Household Goods: The term "*household goods*" shall be construed to mean furniture, couches, chairs, tables, appliances, computers and like items.

Refuse: The term "*refuse*" shall be construed to mean ashes, tin cans, broken crockery, glassware, bottles, rubbish, junk, plastics, liquid, waste, wastepaper and like materials.

SECTION B: Burning of Garbage, Household Goods, and Refuse. No person or entity shall burn any garbage, household goods or refuse unless the fire is contained in a barrel, incinerator or other place of confinement. All persons or entities burning garbage, household goods or refuse pursuant to this Section B shall be in constant attendance observing and controlling the fire.

SECTION C: Fires within the Village. No person or entity shall in any of the streets, lanes, avenues, or alleys of the Village, or upon any property owned by the Village, make or kindle any fire without first having obtained permission from either the President of the Board of Trustees or an Officer of the Village's Police Department. Between the hours of seven o'clock (7:00 p.m.) and six o'clock (6:00 a.m.) of each day, no person or entity shall make, kindle, or maintain any fire within the corporate limits of the Village except for the purpose of heating a residence or place of business, or unless permission is first obtained from either the President of the Board of Trustees or an Officer of the Village's Police Department. All such fires must be extinguished by seven o'clock (7:00 p.m.). Notwithstanding the foregoing, it is permissible during the above-referenced hours for a person or persons to kindle and make a bonfire for the purposes of a weenie roast or similar type of private function. Any person making, kindling, or maintaining a fire shall

be in constant attendance observing and controlling the fire.

SECTION D: Penalties. Any person or entity violating any provision of this Ordinance shall be fined not more than \$75.00 for the first offense, \$150.00 for the second offense, and \$300.00 for any subsequent offense or offenses.

Section E: Authority to Extinguish Fires: When in the judgment of the Village President, a member of the Village Board of Trustees, an officer of the Village's Police Department, or the Chief of the Village of Chapin's Volunteer Fire Department, a fire on private property is in violation of this Ordinance, then said individual shall have the authority and discretion to take all reasonable and necessary steps to extinguish the fire including, but not limited to, going on to the property and physically putting out the fire with water or other fire resistant chemical or agent. All costs and fees incurred by the Village and/or the Village's Volunteer Fire Department in extinguishing a fire which is in violation of this ordinance shall be borne by the person(s) who initiated and caused the fire to be created.

SECTION 3: All Ordinances or parts of Ordinances of the Village of Chapin, Morgan County, Illinois, conflicting with this Ordinance, are hereby repealed to the extent of such conflict.

SECTION 4: This Ordinance shall be in full force and effect from and after its passage, approval, and publication pamphlet form.

Passed and approved by the President and Board of Trustees of the village of Chapin, Morgan County, Illinois, this 14 day of November, 2007.

Jon Hall
President

(SEAL)

ATTEST:

Mick J. Dine
Village Clerk

Ayes: 5
Nays: 0
Absent: 0
Abstain: 1

STATE OF ILLINOIS)
)
COUNTY OF MORGAN) SS CERTIFICATION

I, Mikela Dinsmore, the Village Clerk of the Village of Chapin, Morgan County, Illinois, do hereby certify that attached copy of Ordinance No. 2007-8 is a true and correct copy of an Ordinance passed by the President and Board of Trustees of the Village of Chapin, at a regular meeting of said Village Board held on the 14 day of November, 2007, all as the original of the same remains in the official records of my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Village of Chapin, this 14 day of November, 2007.

Mikela J. Dinsmore
Village Clerk

(SEAL)

STATE OF ILLINOIS)
)
COUNTY OF MORGAN)

SS

PUBLICATION CERTIFICATE

I, Mikka Domsmore, certify that I am the duly appointed and acting Village Clerk of the Village of Chapin, Morgan County, Illinois.

I further certify that on the 14 day of November, 2007, the President and Board of Trustees of the Village of Chapin, Illinois, passed and approved Ordinance No. 2007-8, entitled:

AN ORDINANCE REGULATING FIRES WITHIN THE VILLAGE OF CHAPIN, MORGAN COUNTY, ILLINOIS

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

The pamphlet form of Ordinance No. 2007-8 including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the Village Hall, commencing on the 14 day of November, 2007, and continuing for at least ten (10) days thereafter. Copies of such Ordinance were also available for public inspection upon request in the Office of the Village Clerk.

DATED at Chapin, Illinois, this 14 day of Nov, 2007.

Mikka Domsmore
VILLAGE CLERK

(SEAL)