

ORDINANCE NO. 9463-2026

AN ORDINANCE AMENDING TITLE XIII (GENERAL OFFENSES), CHAPTER 130 (OFFENSES AGAINST PUBLIC PEACE AND SAFETY), SECTION 130.07 (BURNING) OF THE REVISED CODE OF ORDINANCES OF BELLEVILLE, ILLINOIS

THE CITY OF BELLEVILLE, ST. CLAIR COUNTY, ILLINOIS (THE "CITY"), IS A DULY ORGANIZED AND EXISTING MUNICIPALITY CREATED UNDER THE PROVISIONS OF THE LAWS OF THE STATE OF ILLINOIS.

THE CITY OF BELLEVILLE IS NOW OPERATING UNDER THE PROVISIONS OF THE ILLINOIS MUNICIPAL CODE, AS SUPPLEMENTED AND AMENDED AND AS A HOME RULE MUNICIPALITY PURSUANT TO ARTICLE VII OF THE ILLINOIS CONSTITUTION OF 1970; AND IN THE EXERCISE OF ITS HOME RULE POWERS.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BELLEVILLE, ILLINOIS:

Section 1. Title XIII (General Offenses), Chapter 130 (Offenses Against Public Peace and Safety), Section 130.07 (Burning) of the Revised Code of Ordinances is hereby amended by repealing such Section 130.07 (Burning) in its entirety, and substituting in lieu thereof Section 130.07 (Burning) as follows:

§ 130.07 BURNING.

(A) *Recreational Fires.* Division (A) above shall not apply to recreational fires that conform to the following guidelines:

- (1) Recreational burning shall be allowed only by use of gas or wood stoves, gas or wood fireplaces, fire rings and other types of apparatuses constructed or manufactured for the purpose of recreational burning; however, these devices are only permitted to be fueled by dry seasoned firewood, charcoal or commercial fire logs. When using outdoor fireplaces, the manufacturer's recommendations must be followed.
- (2) Fifteen feet from structure.
- (3) A permit is not required for recreational burning.
- (4) Recreational fires must be extinguished by 1:00 a.m.
- (5) If a police or fire official is required to investigate a fire, he or she will determine if it is a recreational fire and that all rules and regulations are being followed. He or she will have the authority to have the fire extinguished, spectators dispersed and citations issued; and

(6) Bar-b-que pits or grills do not fall under these regulations, as long as they are being used for their intended cooking purposes with approved fuels in accordance with the manufacturer's instructions.

(~~EB~~) *Residential Bonfires.* Division (A) above shall not apply to residential bonfires that have obtained a permit from the Fire Chief's office. A residential bonfire shall conform to the following guidelines.

(1) Residential bonfires shall be placed on the ground and all requirements per the bonfire permit are to be followed. (2) The residential bonfire permit must be on location and in possession of the applicant until the fire has been thoroughly extinguished.

(3) The fire location must be at least 25 feet from the closest structure.

(4) The fire must be attended by an adult at all times with fire extinguishing equipment available for immediate use.

(5) The maximum size of a residential bonfire shall be ~~three-five~~ feet wide by ~~three-five~~ feet long by ~~three-five~~ feet high.

(6) Only seasoned dry wood will be permitted for burning.

(7) Sustained winds shall not exceed ten mph.

(8) Residential bonfires will be out by 11:00 p.m. and will be completely extinguished.

(9) If a police or fire official is required to investigate a fire, he or she will determine if all rules and regulations are being followed. He or she will have the authority to have the fire extinguished, spectators dispersed and citations issued.

(10) Residential bonfire permits must be obtained from the Fire Chief's office and a fee of \$10 is required. Prior to the issuance of any bonfire permit, a designee of the Fire Chief shall conduct an on-site inspection of the proposed bonfire location. The inspection shall occur within forty-eight (48) hours preceding the requested time of the permitted bonfire. The Fire Chief's designee shall determine whether the proposed bonfire site, materials, and planned activities comply with the provisions of this ordinance, all applicable fire code requirements, and any other conditions deemed necessary to ensure public safety.

No bonfire permit shall be issued until the inspecting official has verified compliance as required under this section.

(DC) *Special Event Bonfires.* Division (A) above shall not apply to special event bonfires that have obtained a permit from the Fire Chief's office. A special event bonfire shall conform to the following guidelines.

(1) Special event bonfires shall be placed on the ground and all requirements per the special event bonfire permit are to be followed. Prior to the issuance of any special event bonfire permit, a designee of the Fire Chief shall conduct an on-site inspection of the proposed bonfire location. The inspection shall occur within forty-eight (48) hours preceding the requested time of the permitted bonfire. The Fire Chief's designee shall determine whether the proposed special event bonfire site, materials, and planned activities comply with the provisions of this ordinance, all applicable fire code requirements, and any other conditions deemed necessary to ensure public safety.

No special event bonfire permit shall be issued until the inspecting official has verified compliance as required under this section.

(2) The special event bonfire permit must be on location and in possession of the applicant until the fire has been thoroughly extinguished.

(3) The fire location must be at least 100 feet from the closest structure.

(4) The fire must be attended by two city firefighter personnel, one City Fire Department apparatus and adult members at all times with fire extinguishing equipment available for immediate use.

(5) The maximum size of a special event bonfire shall be ten feet wide by ten feet long by ten feet high.

(6) Only seasoned dry wood will be permitted for burning.

(7) Sustained winds shall not exceed ten mph.

(8) Bonfires will be out by 11:00 p.m. and will be completely extinguished.

(9) If a police or fire official is required to investigate a fire, he or she will determine if it is a recreational fire and that all rules and regulations are being followed. He or she will have the authority to have the fire extinguished, spectators dispersed and citations issued.

(10) Permits must be obtained from the Fire Chief's office and a fee of \$425 is required.

(D) Agricultural and Commercial Burning. The provisions of the above shall not apply to agricultural and commercial fires for which a permit has been issued by

the Fire Chief's Office. All agricultural and commercial burning shall comply with the following.

(1) Agricultural and commercial burning shall be conducted only after obtaining an agricultural and commercial burning permit from the Fire Chief's Office.

(2) All agricultural and commercial burning shall be conducted on the ground and shall comply with all requirements set forth in the agricultural and commercial burning permit.

(3) Prior to the issuance of any agricultural and commercial burning permit, a designee from the Fire Chief shall conduct an on-site inspection of the proposed burn location, such inspection shall occur within twenty-four (24) of the requested burn time. The permit applicant shall provide the site inspector with a burn plan to include site access for the fire department and materials to be burned.

(4) The proposed site shall be at least 1,000 feet from all structures, vehicles, and populated areas.

(5) Only approved agricultural and commercial waste - crop residue, bedding, bags, trees.

(6) Garbage, food scraps, packaging, dead animals, tires, construction materials, asphalt and chemicals are prohibited.

(7) Smoke and products of combustion cannot interfere with visibility on roadways, railroads or airfields.

(8) Agricultural and commercial burning cannot be conducted during drought conditions and/or when wind speeds exceed ten (10) miles per hour.

(9) Agricultural and commercial burning cannot begin prior to 7 am and the fire must be extinguished by 5 pm on the permitted date.

(10) The fire department may bill the permit holder for emergency responses to the site. The Fire Chief or the Fire Chief's designee may revoke the permit at any time for noncompliance with the permit conditions, this ordinance or applicable fire code requirements.

Section 2. That conflicting Ordinances or pertinent portions thereof in force the time this takes effect are hereby repealed.

Section 3. This Ordinance shall be in full force and effect from and after its passage, approval and publication, in pamphlet form, all as provided by law.

PASSED by the City Council of the City of Belleville, Illinois, on this 2nd day of February, 2026 on the following roll call vote:

	<u>AYE</u>	<u>NAY</u>
Bryan Whitaker	<u>X</u>	_____
Lillian Schneider	<u>X</u>	_____
Carmen Duco	<u>X</u>	_____
Gigi Dowling-Urban	EXCUSED	_____
Kent Randle	<u>X</u>	_____
Scott Ferguson	<u>X</u>	_____
Johnnie Anthony	<u>X</u>	_____
Raffi Ovian	<u>X</u>	_____
Ed Dintelman	<u>X</u>	_____
Kathy Kaiser	<u>X</u>	_____
Dr. Mary Stiehl	<u>X</u>	_____
Chris Rothweiler	<u>X</u>	_____
Phil Elmore	<u>X</u>	_____
Dennis Weygandt	<u>X</u>	_____
Nora Sullivan	<u>X</u>	_____
Kara Osthoff	<u>X</u>	_____

APPROVED by the Mayor of the City of Belleville, Illinois this 3rd day of February, 2026.



MAYOR

ATTEST:



CITY CLERK

