

**Sec. 34-1. Open burning in residential areas.**

Incineration or burning of waste materials, refuse, leaves, paper, and other combustible debris, outside of a building or structure in the residential areas in the village shall be permitted if done in accordance with the following rules:

- (1) No such burning may be done within 15 feet of an existing building, nor upon the paved portion of any street; nor shall any person burn on property other than his own or that upon which he has permission.
  - (2) Beginning September 1 through June 15, no such burning shall be done prior to 4:00 p.m. and must not be continued after 9:00 p.m.; weekends from 7:00 a.m. to 9:00 p.m. June 16 through August 31, no such burning shall be done prior to 7:00 a.m. and must not be continued after 9:00 p.m., all days.
  - (3) No burning shall be done unless under the charge or supervision of a person of mature years and discretion.
  - (4) No such burning shall be done at any time or place when wind conditions will create or be apt to create a nuisance to anyone or the property of anyone in the vicinity thereof, or be a danger to the property of any person in the vicinity thereof.
  - (5) No burning shall be done where its maximum size is not controllable by one person of mature years and discretion.
  - (6) No burning of any kind shall be done on October 30 and 31.
- (Ord. No. 48, § 1, 3-19-80; Ord. No. 48B, 11-15-95; Ord. No. 110, §§ 1, 2, 12-6-2000)

**Sec. 34-2. Outdoor furnaces throughout Vernon.**

(a) *Outdoor furnaces prohibited.* No person, corporation, partnership or entity shall install, use or maintain an outdoor furnace fired by wood, corn, pellets, coal, gas or any other type of combustible material within the Village of Vernon.

(b) *Penalties for violations.* Persons, corporations and partnerships or other entities violating this section shall be responsible for a civil infraction pursuant to section 34-4, Penalties, subject to the schedule of civil infraction fines therein established, as amended from time to time.

(c) *Continuing noncompliance.* When persons, corporations, partnerships or entities who/ which continue to violate this section, each and every day of such noncompliance shall be deemed a separate violation hereof.

(Ord. No. 06-119, §§ II—IV, 1-18-2006)

**Sec. 34-3. Recreational fires.**

Recreational or cooking fires shall be only between 8:00 a.m. and 1:00 a.m. the following day. Such fires shall burn only unprocessed wood. Recreational fires shall be permitted on private

property, so long as such fire does not present a fire hazard. A recreational fire shall be constantly attended by a competent adult of 18 years or older and shall be completely extinguished before being left alone.

(Ord. No. 06-123, § 2, 9-20-2006)

**Editor's note**—Ord. No. 06-123, adopted Sept. 20, 2006, supplied provisions to be added to the Code as § 34-2. In order to preserve the style of the Code and facilitate ease of use, at the discretion of the editor, these provisions have redesignated as § 34-3.

**Sec. 34-4. Penalty.**

(a) All penalties relative to violation of this chapter shall be civil infractions only and shall carry fines as follows:

- (1) \$25.00 for a first offense;
- (2) \$50.00 for a second offense within a 12-month period;
- (3) \$100.00 for a third or subsequent offense within a 12-month period.

(b) Each day for which an offense is committed or is ongoing shall constitute a separate and distinct offense.

(Ord. No. 85, 7-12-95; Ord. No. 99, 2-18-98; Ord. No. 06-119, § I, 1-18-2006; Ord. No. 06-123, § 1, 9-20-2006)