

**LAKE ZURICH RURAL FIRE PROTECTION DISTRICT
RESOLUTION
2020 - R – 01**

**A RESOLUTION OF THE LAKE ZURICH RURAL FIRE PROTECTION DISTRICT
AUTHORIZING A TEMPORARY BAN ON OPEN BURNING**

WHEREAS, the LAKE ZURICH RURAL Fire Protection District (the “District”) is a non-home rule unit of government organized and operating under the authority of the Illinois Constitution and the Fire District Act, 70 ILCS 705 et seq.;

WHEREAS, the Board of Trustees of the District have been granted the authority to enact ordinances and resolutions for the safety and protection of the residents of the Lake Zurich Rural Fire Protection District and;

WHEREAS Illinois Fire Protection District Act, 70 ILCS 705/8.20(d), specifically grants the authority to the Board of Trustees to authorize the Fire Chief to prohibit open burning on an emergency basis for a limited period of time if open burning poses an unreasonable danger to persons or the resources of the Fire Department are not sufficient to control or suppress a fire resulting from open burning; and

WHEREAS, the President of the United States and the Governor of the State of Illinois have declared a state of pandemic emergency due to the presence and effects of the Coronavirus, COVID-19; and

WHEREAS, the symptoms and effects of COVID-19 include respiratory distress which may be aggravated by the presence of outdoor smoke; and

WHEREAS, the presence of the COVID-19 virus has placed a great strain on the manpower of the Lake Zurich Fire Department due to the number of EMS calls and the

threat to the members of the Fire Department; and

WHEREAS, the Board of Trustees find that it is in the District's best interests to authorize the Fire Chief of the Lake Zurich Fire Department to prohibit open burning at his professional discretion.

NOW, THEREFORE, be it Resolved by the President and Board of Trustees of the **LAKE ZURICH RURAL Fire Protection District** of Lake County, Illinois that:

SECTION 1 The recitals set forth above are incorporated herein and made a part of this Resolution.

SECTION 2 (1) That the Chief of the Lake Zurich Fire Department is hereby authorized to prohibit open burning within the jurisdictional boundaries of the Lake Zurich Rural Fire Protection District; and (2) That the Chief of the Lake Zurich Fire Department and the members of the Fire Department are authorized to extinguish any open burn that presents a clear, present and unreasonable danger to the citizens or residents of the Lake Zurich Fire Protection District; and (3) This emergency ban on open burning can be enforced by agents of the County of Lake, law enforcement personnel, agents of municipalities within the district and members of the fire department; and (4) any ban on open burning pursuant to this authorization shall be district-wide and shall supersede any burning regulations issued by the county or any municipality within the district pursuant to Illinois Fire Protection District Act, 70 ILCS 705/8.20

SECTION 3 If any section, paragraph, clause, or provisions of this Resolution shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Resolution.

SECTION 4 All Resolutions in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 5 This Resolution shall be in full force and effect from and after its passage, approval and publication as provided by law.

PASSED by the Board of Trustees of the Lake Zurich Rural Fire Protection District this 13th day of April 2020.