

(Please Use this Form for Filing your Local Law with the Secretary of State)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

~~County~~
~~City~~ of Whitehall
~~Town~~
Village

Local Law No. 1 of the year 1991

A local law prohibiting open burning
(Insert title)

Be it enacted by the Board of Trustees of the
(Name of Legislative Body)

~~County~~
~~City~~ of Whitehall as follows:
~~Town~~
Village

Section I. POLICY.

It is hereby declared that the prevention and control of air pollution in the Village of Whitehall is deemed expedient and desirable for the good government of the Village of Whitehall and for the protection of its property and the property of its inhabitants and also for the safety, health, comfort and general welfare of its inhabitants.

Section II. DEFINITIONS.

- (a) *Garbage*. The animal and vegetable waste resulting from the handling, preparation, cooking and serving of food.
- (b) *Open fire*. Any outdoor fire or outdoor smoke producing process from which air contaminants are emitted directly into the outdoor atmosphere.
- (c) *Refuse*. All waste material, including but not limited to, garbage, rubbish, incinerator residue, street sweepings, dead animals and offal.
- (d) *Rubbish*. Solid or liquid waste material, including but not limited to, paper and paper products; rags; trees or leaves, needles, and branches therefrom; vines; lawn and garden debris; furniture; cans; crockery; plastics; cartons; chemicals; paint; grease; sludges; oils and other petroleum products; wood; sawdust; demolition materials; tires; and automobiles and other vehicles and parts, for junk, salvage or disposal. Rubbish shall not include garbage, incinerator residue, street sweepings, dead animals or offal.

Section III. PROHIBITIONS.

No person or entity shall burn, cause, suffer, allow or permit the burning in an open fire of garbage, refuse or rubbish within the geographic limits of the Village of Whitehall.

Section IV. PENALTIES.

Each person or entity found guilty of a violation of this Local Law shall be guilty of a violation as that term is defined in the Penal Law of the State of New York and shall be subject to a fine not to exceed \$250 for each violation.

Section V. EFFECTIVE DATE.

This Local Law shall become effective immediately on filing of the same with the Secretary of State of the State of New York.

(If additional space is needed, please attach sheets of the same size as this and number each)