

ORDINANCE NO. 9798-73

AN ORDINANCE PROHIBITING THE OPERATION OF MEDICAL WASTE
INCINERATORS WITHIN THE CITY OF URBANA, ILLINOIS

WHEREAS, the Illinois Constitution provides the City of Urbana, as a home rule unit, the right to “exercise any power and perform any function pertaining to its government and affairs including, but not limited to, the power to regulate for the protection of the public health, safety, morals and welfare;”

WHEREAS, the City of Urbana is authorized to and does regulate Air Pollution in Chapter 11, Article II of the Urbana Code; and

WHEREAS, concerns have been raised by Urbana residents about the health hazards associated with the incineration of medical waste; and

WHEREAS, the citizens of Urbana voted overwhelmingly in favor of a moratorium on medical waste incineration in an advisory referendum in the April, 1997 municipal election.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, as follows:

Section 1. That Chapter 11, ARTICLE II of the Code of Ordinances of the City of Urbana, Illinois entitled “AIR POLLUTION CONTROL” is hereby amended to include a new section on Medical Waste Incinerators which reads as follows:

“Section 11-21. Medical Waste Incinerators.

Any solid waste that is generated in the diagnosis, treatment, or immunization of human beings; in research pertaining thereto; or in the production or testing of biologicals. Biologicals means preparations made from living organisms and their products (including vaccines, cultures, etc.), intended for use in the diagnosing, immunizing, or treating humans or in research

pertaining thereto. The term medical waste does not include any human remains not generated as medical waste.”

Section 2. That Chapter 10, Section 10-9 is hereby amended to read as follows:

“Section 10-9. Burning Prohibited.

It shall be unlawful for any person to burn municipal waste, landscape waste, recyclable materials, or special waste within the city limits, except in incinerators approved by the Illinois Environmental Protection Agency, provided, however, no medical waste, as defined in Section 11-21 of this Code, may be burned in an incinerator.”

This Ordinance is hereby passed by the affirmative vote, the “ayes” and “nays” being called, of a majority of the members of the Council of the City of Urbana, Illinois, at a regular meeting of the Council.

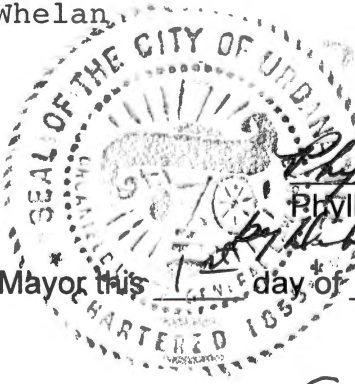
PASSED by the City Council this 17th day of November, 1997.

AYES: Hayes, Huth, Kearns, Patt, Wyman

NAYS: Taylor, Whelan,

ABSTAINED:

APPROVED by the Mayor this 17th day of December, 1997.



Phyllis D. Clark
Phyllis D. Clark, City Clerk

Richard J. Roberts, Deputy Clerk

Tod Satterthwaite
Tod Satterthwaite, Mayor