

TITLE 3

CHAPTER 6

SELF-SERVICE GASOLINE STATIONS

SECTION:

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3-6-1: PURPOSE; FINDINGS: It is hereby found and determined that it is necessary and in the best interest of the public to regulate the storage, operation, delivery and dispensing of volatile Class I, II and III liquids at service stations who provide a "self-service dispensing" feature and also that certain fire prevention measures are necessary to prevent fire and protect the public using the self-service provisions.

3-6-2: DEFINITIONS: The terms specified in this Section shall have the meanings ascribed to them in this paragraph:

APPROVED SELF-SERVICE DISPENSING DEVICES	Any device for the dispensing of Class I, II or III liquids into the fuel tanks of motor vehicles.
ATTENDANT	The owner or any person who is employed by an owner of a service station to dispense motor fuel at such service station.
CLASS I, II or III LIQUIDS	Those liquids so designated by the State of Illinois.
OWNER	Any individual(s) or legal entity holding title, lease, license or any interest in a service station or self-service station. The legal name, residence, address and county of any individuals who are owners shall be filed with the Village Manager.
SELF-SERVICE STATION	That portion of property of a service station where flammable and combustible liquids used as motor fuels are stored and subsequently dispensed from fixed approved dispensing equipment into the fuel tanks of motor vehicles by persons other than the service station attendant.
SERVICE STATION	Any place of business where Class I, II, or III liquids are sold or offered for sale at retail, and dispensed into the fuel tanks of motor vehicles.

3-6-3: PERMITS REQUIRED: Except at service stations which hold current and valid self-service station permits issued pursuant to this Chapter by the Village Manager, no person other than an owner of a service station, or an employee of such owner, shall use or operate any motor fuel dispensing equipment at any service station. No owner of a service station shall permit any person to violate the provisions of this Chapter.

3-6-4: APPLICATION AND ISSUANCE OF PERMITS: Self-service station permits shall be issued by the Village Manager upon written application in form to be established by said Village Manager and accompanied by complete, detailed plans in triplicate, for each service station sought to be used for self-service. Such plans shall be drawn to scale, and shall include the following:

- A. Lot lines and dimensions.
- B. Building lines and dimensions.
- C. Location and size of tanks and pump islands.
- D. Location of control station.
- E. Type, make, model and location of dispensing devices or equipment.
- F. Fire extinguisher locations.
- G. Clearances.
- H. Such other relevant information as may be requested by the Village Manager.

No construction of a self-service station or modification of an existing service station to conduct self-service business shall be commenced until such application and plans are given written approval by the Village Manager, no such station shall open for business until inspected and approved by the Village Manager, and until the Village Manager issues a self-service station permit, which must be displayed prominently, at all times, at such self-service station.

Self-service permits shall be initially issued for a period extending to the next succeeding April 30. Renewal permits shall be issued for a period of twelve (12) months.

3-6-5: RULES OF OPERATION: The following rules shall be followed at all self-service stations, and violation of any said rules shall constitute grounds for suspension or revocation of a self-service station permit:

- A. The installation or use of unattended self-service dispensing devices for motor fuel of any kind is hereby prohibited.
- B. No dwelling unit or sleeping facilities of any kind for the owner, attendant or any person shall be permitted at a self-service station.

- C. Dispensing of Class I, II or III liquids at locations not open to the public does not require an attendant or supervisor. Such locations may be used by commercial, industrial, governmental or manufacturing establishments for fueling vehicles used in connection with their businesses. However, this shall not include private fraternal clubs or associations.
- D. Special dispensing devices for motor fuel are not to be installed or used without prior written approval of the Village Manager.
- E. Approved self-service dispensing devices are permitted at service stations available and open to the public provided that all dispensing of Class I, II or III liquids by a person other than the service station attendant is under the supervision and control of a qualified attendant and the dispensing nozzle is a listed automatic closing type without a hold open latch approved by the Village Manager.
- F. It shall be the responsibility of the attendant to:
 - 1. Dispense Class I, II or III liquids into approved portable containers.
 - 2. Control sources of ignition.
 - 3. Immediately handle accidental spills and fire extinguishers if needed.

The attendant on duty shall be mentally and physically capable of performing the functions and assuming the responsibility prescribed in this Section.

- G. One type ABC fire extinguisher with a capacity of ten (10) pounds shall be provided for each pump island containing four (4) or less dispensing pumps; on pump islands containing more than four (4) dispensing pumps, an additional extinguisher shall be provided for each four (4) additional dispensing pumps or fraction thereof. Such extinguishers shall be located at points approved by the Village Manager away from the dispensing area but close enough to the dispensing area to be readily available. Such extinguishers shall be plainly marked, shall be protected from the weather and shall be maintained in operable condition and available at all times when the self-service station is open to the public. All employees of the self-service station shall be thoroughly instructed as to the location and proper use of such extinguishers, and shall, upon request, demonstrate their ability in such use to the approval of representatives of the Village Manager.
- H. Signs giving instructions for the operation of gasoline dispensing equipment must be conspicuously posted at each self-service station offering self-service. Signs bearing the following words must conspicuously be posted on each gasoline pump island where self-service is offered:
 - 1. Self-Service Island.
 - 2. "Warning"
 - a. "Stop Engine"
 - b. "No Smoking"
 - c. "It is unlawful and dangerous for anyone other than the attendant to dispense gasoline into approved containers."

d. "It is unlawful and dangerous to dispense gasoline without an attendant on duty."

The signs shall be made of all-weather, rigid material and the wording, lettering, size, design, material, mounting and location of said sign shall be subject to the approval of the Village Manager.

- I. All fuel dispensing units shall be mounted or protected against collision damage by suitable means in a manner approved by the Village Manager.
- J. Every self-service station shall maintain a control station in a location approved by the Village Manager, equipped in such manner that the flow of liquid fuel from any or all fuel dispensing units may be stopped from such control station; a master electric switch shall be maintained at such control station so that electric power and pump lighting to all pumps may be disconnected, at one time, and said switch shall be plainly marked and easily accessible. The control station shall be located at ground level not more than one hundred feet (100') from the farthest pump. The control station shall be so located that the attendant of such control station shall have a clear and unobstructed view of all pumps. The attendant shall at all times be able to communicate with persons in the dispensing area. The Village Manager may at his discretion require a communications system between the control station and each pump island.
- K. At all times when a self-service station is open for public use, not less than one attendant shall be on duty, and no motor fuel shall be dispensed at any time when such attendant is not at or near the control station or pump island. The attendant's primary duty shall be to supervise the dispensing of motor fuels, motor oils and services normally related to such dispensing. Such attendant shall refuse service to any person who is smoking or who appears for any reason to be unable to dispense fuel safely, and shall shut off the dispensing unit if a patron fails to follow instructions in compliance with the rules. All attendants and other employees of the service station shall be thoroughly instructed in the operation and use of the communication system, the control station, and fire extinguishing equipment, the operation of the dispensing units, and safety regulations for the dispensing of motor fuels.
- L. All persons identifying themselves as an invalid or having a handicap and unable to service their vehicle with motor fuel will be provided assistance by the self-service attendant on duty. The assistance will be provided without undue delay or additional charge.

3-6-6: VIOLATION; REVOCATION OF PERMITS: The Village Manager may, for failure to comply with these rules, for violation thereof, or for other good and just cause, including the violation of other provisions of this Chapter, refuse to issue or renew or suspend or revoke a self-service station permit. The Village Manager shall serve notice of such refusal, suspension or revocation on the applicant for or holder of such permit by personal service or by certified or registered mail. If the applicant for or holder of such permit, within ten (10) days after notice of such refusal, suspension or revocation is served, shall file in the office of the Village Manager written request for a hearing, the Village Manager shall grant a hearing. (Ord. 78-530-19)
(Ord. Amd. 99-1656-40, eff. 6/14/99)