

Ordinance 2010-4

**AN ORDINANCE AMENDING ARTICLE THIRTEEN: ZONING, CHAPTER THREE:
BUILDING PERMITS, INSPECTIONS AND OCCUPANCY CERTIFICATES,
SECTION 1, SECTION 6 AND SECTION 8 and AMENDING
CHAPTER FOURTEEN: NON-CONFORMING USES AND STRUCTURES,
SECTION 2 AND SECTION 3**

WHEREAS, Insurance Services Office, Inc. (ISO) have conducted a Building Code Effectiveness Grading Schedule (BCEGS) Survey which resulted in giving the Village of Pecatonica a new Classification of Class 9 which is a regression from Class 6; and

WHEREAS, one of the reasons for the regression is because of outdated Building Codes; and

WHEREAS, the Village of Pecatonica Board of Trustees has made a request for a text amendment to Article Thirteen: Zoning, Chapter Three: Building Permits, Inspections and Occupancy Certificates and to Chapter Fourteen: Non-Conforming Uses and Structures, to update all sections pertaining to the Building Codes for purposes of improving the ISO Classification; and

WHEREAS, a public hearing was held on December 10, 2009 before the Zoning Board of Appeals after at least fifteen days' notice in the newspaper, findings of fact have been made, and the Zoning Board of Appeals having made a unanimous decision to approve such updates of the Building Codes and their amendments by a vote of 4 yeas, 0 nays and 2 absent, and has recommended the same to the Village Board of Trustees,

NOW THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF PECATONICA, ILLINOIS:

Section 1. Article Thirteen: Zoning, Chapter Three: Building Permits, Inspections and Occupancy Certificates, Section 1: Necessity of the Municipal Code of Pecatonica is hereby amended by deleting the words "BOCA regulations" from paragraph G and inserting the words "Building Codes as listed under Section 8 of this same Chapter and"

Section 2. Article Thirteen: Zoning, Chapter Three: Building Permits, Inspections and Occupancy Certificates, Section 6: Inspections, Occupancy Certificates and Related Fees of the Municipal Code of Pecatonica is hereby amended by deleting the words "BOCA Codes National Building Code" from paragraph 5a and inserting the words "the Building Codes as listed under Section 8 of this same Chapter.

Section 3. Article Thirteen: Zoning, Chapter Three: Building Permits, Inspections and Occupancy Certificates, Section 8: Codes of the Municipal Code of Pecatonica is hereby amended by deleting paragraph A.1. and replacing it with the following:

1. There is hereby adopted by the Village of Pecatonica for the purposes of establishing rules and regulations for all types of construction as defined in Section 6 of this Chapter, the following building codes which have been adopted as reference thereto the same as if fully set forth herein and the whole thereof, save and such portions as are hereinafter deleted or amended, one copy of which is on file in the office of the Village of Pecatonica. The Village of Pecatonica Building Codes shall conform to the following:

NEC 2008	National Electrical Code and Amendments
IRC 2006	International Residential Code and Amendments
IBC 2006	International Building Code and Amendments
IFC 2006	International Fire Code and Amendments
IMC 2006	International Mechanical Code and Amendments
IECC 2009	International Energy Conservation Code
IFGC 2006	International Fuel Gas Code
IEBC 2006	International Existing Building Code
NFPA 101	2003 Life Safety Code
IDPH 2004	Illinois Plumbing Code and Amendments
	Illinois Accessibility Code

Section 4. Article Thirteen: Zoning, Chapter Three: Building Permits, Inspections and Occupancy Certificates, Section 8: Codes of the Municipal Code of Pecatonica is hereby amended by deleting the words “BOCA National Building Code as provided in this and subsequent sections” from paragraph B and inserting the words “Building Codes as provided in paragraph A of this same section”.

Section 5. Article Thirteen Zoning, Chapter Fourteen: Non-Conforming Uses and Structures, Section 2A of the Municipal Code of Pecatonica is hereby amended by deleting the words “BOCA regulations” and inserting the words “Building Codes as listed under Section 8A of Chapter Three of this Article”.

Section 6. Article Thirteen Zoning, Chapter Fourteen: Non-Conforming Uses and Structures, Section 3A of the Municipal Code of Pecatonica is hereby amended by deleting the words “BOCA regulations” and inserting the words “Building Codes as listed under Section 8A of Chapter Three”.

Section 7. This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law. This Ordinance shall be published in pamphlet form.

PASSED by the Village Board this 19th day of January 2010.

APPROVED by the President of the Village Board this 19th day of January 2010.

On File
Shawn Connors
President of the Board of Trustees of
the Village of Pecatonica, IL

ATTEST:

On File
Ginger Binger, Village Clerk

Ayes: 6 Nays: 0 Absent: 0

Tarbert:	<u>Aye</u>	Howard:	<u>Aye</u>	Eytalis:	<u>Aye</u>
Moyer:	<u>Aye</u>	Doty:	<u>Aye</u>	Sager:	<u>Aye</u>