

**VILLAGE OF GURNEE**

2005- \_\_\_\_\_

***AN ORDINANCE ADOPTING THE 2003 INTERNATIONAL RESIDENTIAL  
CODE FOR ONE AND TWO FAMILY DWELLINGS,  
AS MODIFIED AND WITH SUPPLEMENTS, PROVIDING  
PENALTIES FOR VIOLATIONS AND AMENDING CHAPTER 18  
ARTICLE IV OF THE GURNEE MUNICIPAL CODE***

**ADOPTED BY THE PRESIDENT AND BOARD OF TRUSTEES**

**OF THE**

**VILLAGE OF GURNEE, ILLINOIS**

**ON**

**APRIL 18, 2005**

**Published in pamphlet form by authority of the Village Board  
of the Village of Gurnee, Lake County, Illinois,  
this 19th day of April, 2005.**

DONALD F. RUDNY	<b>President</b>	THOMAS A. CHAMBERLAIN	<b>Trustee</b>
MARY JO KOLLROSS	<b>Clerk</b>	RAY DAMIJONAITIS	<b>Trustee</b>
RUDOLPH F. MAGNA, JR.	<b>Attorney</b>	KRISTINA KOVARIK	<b>Trustee</b>
		JEANNE E. BALMES	<b>Trustee</b>
		KAREN WASSER	<b>Trustee</b>
		BARBARA THOMA	<b>Trustee</b>

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***WHEREAS***, at least three (3) copies of the 2003 International Residential Code, published in book form by the International Code Council, have been on file in the office of the Village Clerk of the Village of Gurnee, Illinois, for public use, inspection and examination, continuously for more than thirty (30) days prior to the date hereof, and copies thereof will hereafter be kept on file in said office for such public use, inspection and examination; and

***WHEREAS***, prior to the aforesaid thirty (30) day period, public notice was given in the Gurnee Review, a weekly newspaper and having a general circulation in the Village of Gurnee, which notice stated that at least three (3) copies of said 2003 International Residential Code, would be on file during said thirty (30) day period, as well as subsequent thereto, and that the Corporate Authorities of the municipality would give consideration to and might adopt all or part or parts of said 2003 International Residential Code, by reference thereto without further printing, at any time after the lapse of thirty (30) days or more subsequent to the aforesaid publication of said public notice, as shown by the certificate of publication on file in the office of said Village Clerk; and

***WHEREAS***, The President and Board of Trustees of the Village of Gurnee have determined that it is in the best interest of the Village of Gurnee to amend the Gurnee Building Code (Chapter 18 Article IV of the Gurnee Municipal Code) and adopt the 2003 International Residential Code for One and Two Family Dwellings, as modified, as the standard by which all residential 1 & 2 Family residential construction work within the Village of Gurnee shall be preformed.

***NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF GURNEE, LAKE COUNTY, ILLINOIS, IN THE EXERCISE OF ITS HOME RULE POWERS, AS FOLLOWS:***

**SECTION I:** That Chapter 18 Article IV, entitled “One- and Two-Family Dwelling Code” of the Gurnee Municipal Code is hereby deleted in its entirety and replaced with a new Chapter 18 Article IV, entitled “One- and Two-Family Dwelling Code”, to provide as follows:

**CHAPTER 18 ARTICLE IV. ONE- AND TWO-FAMILY DWELLING CODE.**

**Sec. 18-101. Adoption.**

The regulations, conditions, definitions, and stipulations concerning the construction, alteration, addition, repair, removal, demolition, use, location, occupancy, and maintenance of buildings and structures and their service equipment, as set forth in the 2003 International Residential Code for One- and Two-Family dwellings, with modifications and supplements set forth in Section 18-102, are hereby adopted and made applicable, subject to exceptions made in this article, to all existing or proposed one- and two-family buildings and accessory structures within the corporate limits of the village. The following chapters, and each section and subsection of each such chapter, are not hereby adopted and shall not be applicable in the Village:

- Chapter 26 General Plumbing Requirements
- Chapter 27 Plumbing Fixtures
- Chapter 28 Water Heaters
- Chapter 29 Water Supply and Distribution
- Chapter 30 Sanitary Drainage
- Chapter 31 Vents
- Chapter 32 Traps
- Chapter 33 Electrical General Requirements
- Chapter 34 Electrical Definitions
- Chapter 35 Services
- Chapter 36 Branch Circuit and Feeder Requirements
- Chapter 37 Wiring Methods
- Chapter 38 Power and Lighting distribution
- Chapter 39 Devices and Luminaries
- Chapter 40 Appliance Installation
- Chapter 42 Class 2 Remote-Control, Signaling and Power-Limited Circuits
- Appendix E Manufactured Housing Used As Dwelling
- Appendix I Private Sewage Disposal
- Appendix L ICC Electric Provisions/NEC Cross Reference

**Sec. 18-102. Modifications, Supplements and Exceptions.**

The following Sections of the 2003 International Residential Dwelling Code for One- and Two-Family Dwellings, are revised as follows:

**CHAPTER 1 ADMINISTRATION**

**SECTION R101 TITLE, SCOPE and PURPOSE**

**Section R101.1 Title**

This Sub-Section is deleted in its entirety and a new Sub-Section is added to read as follows:

R101.1 Title.

These provisions shall be known as the Residential Code for One- and Two-Family Dwellings of The Village of Gurnee and shall be cited as such and will be referred to herein as “this Code.”

Section R102.5 Appendices. Amend this Sub-Section to read as follows:

R102.5 Appendices.

Appendixes Chapter A, B, C, D, F, G, H, J & K are adopted as a part of this Code.

**SECTION R105 PERMITS**

Sub-Section R105.2 Work exempt from permit, is amended at “Building: 1.” to provide “100 square feet” instead of 200 square feet and to read as follows:

1. One-story detached accessory structures, provided the floor area does not exceed 100 square feet (9.29 m<sup>2</sup>).

Sub-Section R105.7 Placement of permit, is deleted in its entirety and a new Sub-Section is added to read as follows:

~~105.7 Placement of permit.~~

~~The building permit or copy thereof shall be kept on the site of the work until the completion of the project.~~

R105.7 Placement of permit.

The permit holder or his agent shall post the inspection record card on the jobsite in an assessable and conspicuous place to allow the building official or his designee to make required entries. The card shall be maintained on the site until the final inspection(s) have been completed and approved. An inspection record card is “site and project specific” and shall only be posted at the location where the work has been authorized and a permit has been issued.”

**SECTION R106 CONSTRUCTION DOCUMENTS**

Sub-Section R106.1 Submittal documents.

Sub-Section R106.1 Submittal documents is revised to add a period after the word “professional” in the second sentence and delete the remainder of that sentence to read as follows:

R106.1 Submittal documents.

Construction documents, special inspection and structural observation programs, and other data shall be submitted in one or more sets with each application for a permit. The construction documents shall be prepared by a registered design professional. ~~where required by the statutes of the jurisdiction in which the project is to be constructed.~~ Where special conditions exist, the building official is authorized to require additional construction documents to be prepared by a registered design professional.

Sub-Section R106.3.1 Approval of construction documents.

Sub-Section R106.3.1 Approval of construction documents, is amended in its last sentence to read:

R106.3.1 Approval of construction documents.

When the building official issues a permit, the construction documents shall be approved in writing or by stamp. One set of construction documents so reviewed shall be retained by the building official. ~~The other set shall be returned to the applicant, shall be kept at the site of work and shall be open to inspection by the building official or his or her authorized representative.~~ The other set, including plan review comments, shall be returned to the applicant, shall be available at the site of work and shall be open to inspection by the building official or his or her authorized representative.

## **SECTION R108 FEES**

Sub-Section. R108.3 Building permit valuations, is amended by adding a new last sentence to read:

R108.3 Building permit valuations.

Building permit valuation shall include total value of the work for which a permit is being issued, such as electrical, gas, mechanical, plumbing equipment and other permanent systems, including materials and labor. Valuation shall be determined by the building safety department based upon the type of construction and the use group occupancy cost per square foot table published on the ICC web site, or other comparable publications. The valuation table shall be updated from the ICC web site on the 1 day of March each year.

Sub-Section R108.5 Refunds

This Sub-Section is deleted in its entirety:

R108.5 Refunds.

~~The building official is authorized to establish a refund policy.~~

A new Sub-Section R108.5 is added to read as follows:

R108.5 Refunds. The applicant is entitled to a refund of 80% of the collected construction fee provided no work for which the permit was issued has been preformed, no inspection has been made, or the permit has not expired. No refund of the plan review fee will be allowed.

## **SECTION R109 INSPECTIONS**

Sub-Section R109.1.1 Foundation inspection, is amended by adding a new last sentence to read:

R109.1.1 Foundation inspection.

Inspection of the foundation shall be made after poles or piers are set or trenches or basement areas are excavated and any required forms erected and any required reinforcing steel is in place and prior to the placing of concrete. The foundation inspection shall include excavations for thickened slabs intended for the support of bearing walls, partitions, structural supports, or equipment and special requirements for wood foundations. Property pins must be clearly visible. The contractor will be responsible for string lines so that building setbacks can be verified.

Sub-Section R109.1.1. At the end of this Sub-Section, add a new Sub-Section R109.1.1.1 Damp proof & tile, to read as follows:

R109.1.1.1 Damp-proof & tile.

This inspection is made upon completion of all foundation and installation of any foundation drains, damp-proofing, window wells, and drains installed and before backfill to excavated area around foundation occurs.

Sub-Section R109.1.2 Plumbing, mechanical, gas and electrical systems inspections.

At the end of this Sub-Section, add a new Sub-Section R109.1.2.1 Underground plumbing, mechanical, and electrical, to read as follows:

R109.1.2.1 Underground plumbing, mechanical, and electrical.

This inspection is made upon completion of all under slab plumbing (including required water testing), duct work, and electrical piping, but before the slab is poured.

Sub-Section R109.1.4 Frame and masonry inspection.

At the end of this Sub-Section, add a new Sub-Section R109.1.4.1 Insulation, to read as follows:

R109.1.4.1 Insulation.

This inspection is made when insulation is in place and the dwelling is weather tight but before wall and ceiling finishes are applied.

Sub-Section R109.1.6 Final inspection.

At the end of this Sub-Section R109.1.6 Final inspection, change the period to a comma and add the following: “,including finished grading and paving work,” now to read as follows:

109.1.6 Final inspection.

Final inspection shall be made after the permitted work is complete and prior to occupancy, including finished grading and paving work.

Sub-Section R109.4 Approval required.

The second sentence of Sub-Section R109.4 Approval required, is amended to read:

“The building official upon 48 hour advanced notification, shall make the requested inspections and shall either indicate the portion of the construction that is satisfactory as completed, or shall notify the permit holder or an agent of the permit holder wherein the same fails to comply with this code.”

R109.5 Prefabricated Construction is prohibited. (NEW)

There is hereby added a new Sub-Section R109.5 Prefabricated Construction is prohibited, to read as follows:

R109.5 Prefabricated Construction is prohibited.

Exception: Building panels that are open for inspection after erected are permitted. These panels must be in compliance with this code and all other codes that are adopted by the Village of Gurnee. Where questions arise if the panels are open for inspection, the ruling of the building official shall prevail.

## **CHAPTER 2 DEFINITIONS**

### **SECTION R202 DEFINITIONS**

Section R202 Definitions. The definition of REGISTERED DESIGN PROFESSIONAL is amended to read as follows:

**REGISTERED DESIGN PROFESSIONAL.** An individual who is lawfully registered or licensed to practice their respective design profession as defined by the statutory requirements of the professional registration laws of the State of Illinois.

Section R202 Definitions. The following definition of USABLE SPACE is added to Section R202 Definitions to read as follows:

**USABLE SPACE.** Space in a building for living, sleeping, eating, cooking, bathrooms, toilet rooms, closets, halls, storage or utility space, and similar areas.

## **CHAPTER 3 BUILDING PLANNING**

### **Table R301.2.(1) CLIMATIC AND GEOGRAPHIC DESIGN CRITERIA**

The values stated below are entered in the respective columns of Table R301.2. (1), to provide as follows:

Ground Snow Load = 30,  
Wind Speed (mph) = 90,  
Seismic Design Category = A,  
Weathering= Severe,  
Frost Line Depth = 42”,  
Termite = moderate to heavy,  
Decay = slight to moderate,

Winter Design Temp = -10 degrees F,  
Ice Shield under-Layment Required = Yes  
Flood Hazard = 6/24/74 (Ord. 74-19),  
Air Freezing Index = 1687, and  
Mean Annual Temp = 47.6 degrees F

#### Table R301.5 MINIMUM UNIFORMLY DISTRIBUTED LIVE LOADS

The value for sleeping rooms is amended from 30 # to 40 #.

### **SECTION R303 LIGHT, VENTILATION AND HEATING**

#### Sub-Section R303.3 Bathrooms

The following Sub-Sections are added at the end of Sub-Section R303.3 Bathrooms to read as follows:

##### R303.3.1 Wall Covering.

Walls in shower and tub areas shall be sheeted with an approved material before the tub or shower (with or without an enclosure) is set.

##### R303.3.2 Freezing.

No water piping or fixture traps shall be permitted in a wall against an unheated area. Walls or chases with plumbing in them adjacent to walls against unheated areas shall be separated from the unheated areas with an insulated wall sheeted on the inside with an approved sheathing.

##### R303.3.3 Plumbing Wall.

In walls where plumbing waste and vent piping larger than trade size one and one-half inch (1-1/2 inch) will occur, the wall shall be framed with not less than 2 x 6 framing members. Boring for pipes shall occur as allowed in the boring section of this code. Scabbing or furring of this wall area shall not be allowed.”

#### Section R304 Minimum Room Areas

The title of this Section is changed to read as follows: “Minimum Room Area & Privacy”

#### R304

#### **MINIMUM ROOM AREA & PRIVACY**

##### Sub-Section R304.4 Height effect on room area.

At the end of this Sub-Section R304.4 Height effect on room area, the following Sub-Section is added to read as follows:

##### R304.5 Privacy Required.



All occupants shall be afforded privacy in all bathrooms, water closets, bathtubs, showers, and every sleeping room. Where a bathroom is only accessible from a single bedroom, the bedroom door will satisfy the privacy requirement.

## **SECTION R307 TOILET, BATH AND SHOWER SPACES**

Sub-Section R307.1 Space required.

This Sub-Section R307.1 Space required, is amended to read as follows:

R307.1 Space required.

Fixtures shall be spaced as per the Village of Gurnee Plumbing Code.”

## **SECTION R309 GARAGE AND CARPORTS**

Sub-Section R309.2 Separation required. Replace “1/2-inch (12.7 mm) gypsum board” with “5/8-inch (15.9 mm) gypsum board” in the first sentence and delete the remainder of this Sub-Section without substitution to now read as follows:

R309.2 Separation required.

The garage shall be separated from the residence and its attic area by not less than 5/8-inch (15.9 mm) gypsum board applied to the garage side. ~~Garages beneath habitable rooms shall be separated from all habitable rooms above by not less than 5/8 inch (15.9 mm) Type X gypsum board or equivalent. Where the separation is a floor ceiling assembly, the structure supporting the separation shall also be protected by not less than 1/2 inch (12.7 mm) gypsum board or equivalent.~~

## **SECTION R310 EMERGENCY ESCAPE AND RESCUE OPENINGS**

Sub-Section R310.1 Emergency escape and rescue required. Delete from first sentence in this Sub-Section, without substitution, the words “with habitable space” so that the sub-section shall read as follows:

R310.1 Emergency escape and rescue required.

~~Basements with habitable space~~ and every sleeping room shall have at least one openable emergency escape and rescue opening. Where basements contain one or more sleeping rooms, emergency egress and rescue openings shall be required in each sleeping room, but shall not be required in adjoining areas of the basement. Where emergency escape and rescue openings are provided they shall have a sill height of not more than 44 inches (1118 mm) above the floor. Where a door opening having a threshold below the adjacent ground elevation serves as an emergency escape and rescue opening and is provided with a bulkhead enclosure, the bulkhead enclosure shall comply with Section 310.3. The net clear opening dimensions required by this section shall be obtained by the normal operation of the emergency escape and rescue opening from the inside. Emergency escape and rescue openings with a finished sill height below the adjacent ground elevation shall be provided with a window well in accordance with Section R310.2.

## **SECTION R311 MEANS OF EGRESS**

Sub-Section R 311.5.5 Stairway walking surface.

Sub-Section R311.5.5 Stairway walking surface, is deleted in its entirety and a new Sub-Section R 311.5.5 Stairway walking surface, is added to read as follows:

~~R311.5.5 Stairway walking surface.~~

~~The walking surface of treads and landings of stairways shall be sloped no steeper than one unit vertical in 48 inches horizontal (2 percent slope).~~

R311.5.5 Stairway walking surface.

The walking surface of tread and landings of interior stairways shall be level. Exterior walking surfaces of tread and landings of stairways shall be positively sloped no steeper than one percent (1/8" per foot) to provide for water drainage.

## **CHAPTER 6 WALL CONSTRUCTION**

Table R602.3(5) Size, Height and Spacing of Wood Studs

Reference to and use of 2x3's and footnote "b" of table R 602.3(5) are hereby deleted.

TABLE R602.3(5)

SIZE, HEIGHT AND SPACING OF WOOD STUDS

For SI: 1 inch = 25.4 mm.

- a. Listed heights are distances between points of lateral support placed perpendicular to the plane of the wall. Increases in unsupported height are permitted where justified by analysis.
- ~~b. Shall not be used in exterior walls.~~

## **CHAPTER 10 CHIMNEYS AND FIREPLACES**

### **SECTION R1004 FACTORY-BUILT FIREPLACES**

Sub-Section R1004.4 Unvented gas log heaters. Delete Sub-Section in its entirety without substitution.

~~1004.4 Unvented gas log heaters.~~

~~An unvented gas log heater shall not be installed in a factory built fireplace unless the fireplace system has been specifically tested, listed and labeled for such use in accordance with UL 127.~~

## **CHAPTER 16 DUCT SYSTEMS**

### **SECTION M1601 DUCT CONSTRUCTION**

Sub-Section M1601.1.1 Above-ground duct systems. This Sub-Section M1601.1.1 is amended by deleting items 3 & 5, then re-number the unaffected items accordingly so as to now read as follows:

M1601.1.1 Above-ground duct systems.

Above-ground duct systems shall conform to the following:

1. Equipment connected to duct systems shall be designed to limit discharge air temperature to a maximum of 250°F (121°C).
2. Factory-made air ducts shall be constructed of Class 0 or Class 1 materials as designated in Table M1601.1.1(1).
- ~~3. Fibrous duct construction shall conform to the SMACNA "Fibrous Glass Duct Construction Standards" or NAIMA "Fibrous Glass Duct Construction Standards."~~
3. Minimum thicknesses of metal duct material shall be as listed in Table M1601.1.1(2). Galvanized steel shall conform to ASTM A 525.
- ~~5. Gypsum products are permitted to be used to construct return air ducts or plenums, provided that the air temperature does not exceed 125°F(52°C) and exposed surfaces are not subject to condensation.~~
4. Duct systems shall be constructed of materials having a flame-spread index not greater than 200.
- ~~5. Stud wall cavities and the spaces between solid floor joists to be utilized as air plenums shall comply with the following conditions:~~
  - ~~5.1. Such cavities or spaces shall not be utilized as a plenum for supply air.~~
  - ~~5.2. Such cavities or spaces shall not be part of a required fire resistance rated assembly.~~
  - ~~5.3. Stud wall cavities shall not convey air from more than one floor level.~~
  - ~~5.4. Stud wall cavities and joist space plenums shall be isolated from adjacent concealed spaces by tight fitting fire blocking in accordance with Section R602.8.~~

## **CHAPTER 21 HYDRONIC PIPING**

### **SECTION M2104 LOW TEMPERATURE PIPING**

Sub-Section M2104.1 Piping materials. Delete the following Sub-Section without substitution.

~~M2104.1 Piping materials.~~

~~Low temperature piping for embedment in concrete or gypsum materials shall be as indicated in Table M2101.1.~~

## **CHAPTER 24 FUEL GAS**

### **SECTION G2445 (621) UNVENTED ROOM HEATERS**

Delete this Section and its Sub-Sections in their entirety.

~~SECTION G2445 (621)~~

~~UNVENTED ROOM HEATERS~~

~~G2445.1 (621.1) General.~~

~~Unvented room heaters shall be tested in accordance with ANSI Z 21.11.2 and shall be installed in accordance with the conditions of the listing and the manufacturer's installation instructions.~~

~~G2445.2 (621.2) Prohibited use.~~

~~One or more unvented room heaters shall not be used as the sole source of comfort heating in a dwelling unit.~~

~~G2445.3 (621.3) Input rating.~~

~~Unvented room heaters shall not have an input rating in excess of 40,000 Btu/h (11.7 kW).~~

~~G2445.4 (621.4) Prohibited locations.~~

~~The location of unvented room heaters shall comply with Section G2406.2.~~

~~G2445.5 (621.5) Room or space volume.~~

~~The aggregate input rating of all unvented appliances installed in a room or space shall not exceed 20 Btu/h per cubic foot (0.21 kW/m<sup>3</sup>) of volume of such room or space. Where the room or space in which the equipment is installed is directly connected to another room or space by a doorway, archway or other opening of comparable size that cannot be closed, the volume of such adjacent room or space shall be permitted to be included in the calculations.~~

~~G2445.6 (621.6) Oxygen depletion safety system.~~

~~Unvented room heaters shall be equipped with an oxygen depletion sensitive safety shutoff system. The system shall shut off the gas supply to the main and pilot burners when the oxygen in the surrounding atmosphere is depleted to the percent concentration specified by the manufacturer, but not lower than 18 percent. The system shall not incorporate field adjustment means capable of changing the set point at which the system acts to shut off the gas supply to the room heater.~~

~~G2445.7 (621.7) Unvented log heaters.~~

~~An unvented log heater shall not be installed in a factory built fireplace unless the fireplace system has been specifically tested, listed and labeled for such use in accordance with UL 127.~~

## **SECTION G2448 (624) WATER HEATERS**

Delete this Section and its Sub-Sections in their entirety.

### **SECTION G2448 (624)**

#### **WATER HEATERS**

~~G2448.1 (624.1) General.~~

~~Water heaters shall be tested in accordance with ANSI Z 21.10.1 and ANSI Z 21.10.3 and shall be installed in accordance with the manufacturer's installation instructions.~~

~~G2448.1.1 (624.1.1) Installation requirements.~~

~~The requirements for water heaters relative to sizing, relief valves, drain pans and scald protection shall be in accordance with this code.~~

~~G2448.2 (624.2) Water heaters utilized for space heating.~~

~~Water heaters utilized both to supply potable hot water and provide hot water for space heating applications shall be listed and labeled for such applications by the manufacturer and shall be installed in accordance with the manufacturer's installation instructions and this code.~~

## **PART VII - PLUMBING**

Chapters 25 through 32 are hereby deleted and any reference to these Chapters shall be directed to the Village of Gurnee Plumbing Code.

## **PART VIII – ELECTRICAL**

Chapters 33 through 42 are hereby deleted and any reference to these Chapters shall be directed to the Village of Gurnee Electrical Code.

### **SECTION II: PENALTIES.**

- a. In each section of the International Residential Code for One- & Two-Family Dwellings – 2003 Edition in which a fine or violation thereof is specified, the same is hereby superseded by the penalty provisions hereinafter set forth, which penalty provisions are hereby substituted so as to cover any and all violations of this Ordinance or of any provisions of said International Residential Code for One- & Two Family Dwellings – 2003 Edition adopted there under.
- b. Any person who shall violate any provision hereof or any provisions of the International Residential Code for One & Two Family Dwellings – 2003 Edition hereby adopted or shall fail to comply therewith, or who shall violate or fail to comply with any order made there under, or who shall build in violation of any detailed statement of specifications or plans submitted and approved there under, or any certificate or permit issued there under, and from which no appeal has been taken, or who shall fail to comply with such an order as may be affirmed or modified on appeal or by court of competent jurisdiction, within the time duly fixed for compliance, shall severally for each and every such violation and noncompliance respectively, be guilty of a misdemeanor, punishable by a fine of not more than \$750.00 and when not otherwise specified, each day during which any prohibited condition continues shall constitute a separate offense.
- c. The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions or any other remedy at law or in equity, it being the intent of this ordinance that any remedies available to seek compliance or the levy of fines, or both, are cumulative and not exclusive of one another.

**SECTION III: REPEAL.** All parts of ordinances in conflict herewith, but only to extent of such conflict, are hereby repealed.

**SECTION IV: SAVING CLAUSE.** Nothing in this Ordinance or in those parts of the Basic Code hereby adopted shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any ordinance provision repealed by Section 5 above; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

**SECTION V: SEVERANCE CLAUSE.** If any provision, clause, sentence, paragraph, section or part of this ordinance, or the application thereof to any person, firm, corporation, or

circumstance, shall, for any reason, be adjudged by a court or competent jurisdiction to be unconstitutional or invalid, said judgment shall not affect, impair or invalidate the remainder of this ordinance or the application of such provisions to other persons, firms, corporations or circumstances involved. It is hereby declared to be the legislative intent of the Corporate Authorities that this ordinance would have been adopted had such invalid provisions not been included or if it had not been made applicable to such person, firm, corporation or circumstance.

**SECTION VI:** This ordinance shall be in full force and effect on June 1, 2005 and after its passage, approval and publication as required by law.

**SECTION VII:** The Village Clerk is hereby directed and ordered to publish this ordinance in pamphlet form as required by Law.

**SECTION VIII:** This ordinance shall be known as the Gurnee Residential Code.

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2005.

**Ayes:                      Nays:                      Absent/Abstain:**

Thomas A. Chamberlain	_____	_____	_____
Ray Damijonaitis	_____	_____	_____
Kristina Kovarik	_____	_____	_____
Jeanne E. Balmes	_____	_____	_____
Karen Wasser	_____	_____	_____
Barbara Thoma	_____	_____	_____

**APPROVED:**

By: \_\_\_\_\_ Date: \_\_\_\_\_  
DONALD F. RUDNY, President

**ATTEST:**

By: \_\_\_\_\_  
MARY JO KOLLROSS, Village Clerk

Presented and read, or reading having been waived, at a duly convened meeting of the Corporate Authorities on \_\_\_\_\_, 2005.

I hereby certify that the above ordinance was published in pamphlet form on \_\_\_\_\_, 2005, as provided by law.

\_\_\_\_\_  
MARY JO KOLLROSS, Village Clerk

