

**VILLAGE OF GURNEE**

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

***AN ORDINANCE ADOPTING THE 2003 EDITION OF THE INTERNATIONAL BUILDING CODE, AS MODIFIED AND WITH SUPPLEMENTS, PROVIDING PENALTIES FOR VIOLATIONS AND AMENDING CHAPTER 18 ARTICLE III OF THE GURNEE MUNICIPAL CODE***

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

**OF THE**

**VILLAGE OF GURNEE, ILLINOIS**

**ON**

**APRIL 18, 2005**

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

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DONALD F. RUDNY	<b>President</b>	THOMAS A. CHAMBERLAIN	<b>Trustee</b>
MARY JO KOLLROSS	<b>Clerk</b>	RAY DAMIJONAITIS	<b>Trustee</b>
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***AN ORDINANCE ADOPTING THE 2003 EDITION OF THE INTERNATIONAL BUILDING CODE, AS MODIFIED AND WITH SUPPLEMENTS, PROVIDING PENALTIES FOR VIOLATIONS AND AMENDING CHAPTER 18 ARTICLE III OF THE GURNEE MUNICIPAL CODE***

**WHEREAS**, at least three (3) copies of the International Building Code, 2003 edition, including Appendix Chapters B, D, F, G, & J, published 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 Edition of the International Building 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 edition of the International Building 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 III of the Gurnee Municipal Code) and adopt the 2003 Edition of the International Building Code as modified, as the standard for regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standard for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use and the demolition of such structures as herein provided; providing for the issuance of permits and collection of fees thereof; and each and all of the regulations, provisions, penalties of the Building Code within the Village of Gurnee.

***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 III, entitled "Building Code" of the Gurnee Municipal Code is hereby deleted in its entirety and replaced with a new Chapter 18 Article III, entitled "Building Code", to provide as follows:

**“CHAPTER 18 ARTICLE III. BUILDING 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 Building Code, 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 buildings and accessory structures, other than those identified in Article VI of this chapter, within the corporate limits of the village. The following Chapters of said 2003 International Building Code, and each Section and Subsection of each such Chapter, are not hereby adopted and shall not be applicable in the village:

- Chapter 13 Energy Efficiency
- Chapter 27 Electrical
- Chapter 28 Mechanical Systems
- Chapter 29 Plumbing Systems
- Chapter 34 Existing Structures
- Appendix A Employee Qualifications
- Appendix C Agricultural Buildings
- Appendix E Supplementary Accessibility Requirements
- Appendix H Signs
- Appendix I Patio Covers

**Sec. 18-102. Modifications, supplements and exceptions.**

The following sections and sub-sections of the 2003 International Building Code, are hereby revised as provided below:

**SECTION 101 GENERAL**

Sub-Section 101.1 Title.

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

101.1 Title.

These regulations shall be known as the Building Code of the Village of Gurnee, hereinafter referred to as "this code."

Sub-Section 101.2 Scope.

Delete the reference to “International Residential Code” in Exception 1 and substitute therefor “Residential Dwelling Code for One and Two Families of the Village of Gurnee” to read as follows:

1. Detached one- and two-family dwellings and multiple single-family dwellings (town houses) not more than three stories above grade plane in height with a separate means of egress and their accessory structures shall comply with the Residential Dwelling Code for One and Two Families of the Village of Gurnee.

Sub-Section, 101.2.1 Appendices.

Provisions in the appendices shall not apply unless specifically adopted is deleted in its entirety and a new Sub-Section is added to read as follows:

101.2.1 Appendices.

Provisions in appendices chapters B, D, F, G, & J are adopted in their entirety.”

Sub-Section 101.4 Referenced Codes.

Sub-Section 101.4.1 Electrical. Amend this Sub-Section by replacing “~~ICC electrical Code~~” with “Gurnee Electrical Code.”

Sub-Section 101.4.2 Gas. Amend Sub-Section by replacing “~~International Gas Code~~” with “Gurnee Gas Code.”

Sub-Section 101.4.3 Mechanical. Amend Sub-Section by replacing “~~International Mechanical Code~~” with “Gurnee Mechanical Code.”

Sub-Section 101.4.4 Plumbing. Amend Sub-Section by replacing “~~International Plumbing Code~~” with “Gurnee Plumbing Code.”

Sub-Section 101.4.5 Property maintenance. Amend Sub-Section by replacing “~~International Property Maintenance Code~~” with “Gurnee Property Maintenance Code.”

Sub-Section 101.4.6 Fire prevention. Amend Sub-Section by replacing “~~International Fire Code~~” with “Gurnee Fire Code.”

Sub-Section 101.4.7 Energy. Amend Sub-Section by replacing “~~International Energy Code~~” with “Illinois Energy Code.”

## **SECTION 105 PERMITS**

Sub-Section 105.1.1 through Sub-Section 105.1.2

Delete these Sub-Sections in their entirety without substitution.

~~105.1.1 Annual permit.~~

~~In lieu of an individual permit for each alteration to an already approved electrical, gas, mechanical or plumbing installation, the building official is authorized to issue an annual permit upon application therefor to any person, firm or corporation regularly employing one or more~~

~~qualified tradespersons in the building, structure or on the premises owned or operated by the applicant for the permit.~~

~~105.1.2 Annual permit records.~~

~~The person to whom an annual permit is issued shall keep a detailed record of alterations made under such annual permit. The building official shall have access to such records at all times or such records shall be filed with the building official as designated.~~

Sub-Section 105.7

Sub-Section 105.7, Placement of Permit, is deleted in its entirety.

~~105.7 Placement of permit.~~

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

A new Sub-Section 105.7, Placement of Inspection Card, is added to read as follows:

“105.7 Placement of Inspection Card.

The permit holder or his agent shall post the provided inspection record card on the jobsite in an accessible 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 106 CONSTRUCTION DOCUMENTS**

Sub-Section 106.1 Submittal documents.

Add a period after the word “professional” in the second sentence and delete the remainder of that sentence without substitution. Sub-Section 106.1 shall hereafter read as follows:

“106.1 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.”

## **SECTION 108 FEES**

Sub-Section 108.3 Building permit valuations.

Delete the third sentence of this Sub-Section without substitution. Sub-Section 108.3 shall hereafter read as follows:

“108.3 Building permit valuations.

The applicant for a permit shall provide an estimated permit value at time of application. Permit valuations shall include total value of work, including materials and labor, for which the permit is being issued, such as electrical, gas, mechanical, plumbing equipment and permanent systems. ~~If, in the opinion of the building official, the valuation is underestimated on the application, the permit shall be denied, unless the applicant can show detailed estimates to meet the approval of the building official.~~ Final building permit valuation shall be set by the building official.”

Sub-Section 108.6 Refunds.

This Sub-Section is deleted in its entirety:

~~108.6 Refunds.~~

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

A new Sub-Section 108.6 is added to read as follows:

108.6 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 109 INSPECTIONS**

Sub-Section 109.5 Inspection requests.

Add the following after the word “official” in the first sentence: “...a minimum of 48 hours in advance of...” so as to read as follows:

“109.5 Inspection requests.

It shall be the duty of the holder of the building permit or their duly authorized agent to notify the building official a minimum of 48 hours in advance of when work is ready for inspection. It shall be the duty of the permit holder to provide access to and means for inspections of such work that are required by this code.”

## **SECTION 110 CERTIFICATE OF OCCUPANCY**

Sub-Section 110.4 Revocation

After Sub-Section 110.4, a new Sub-Section 110.5 shall be added to read as follows:

110.4 Revocation.

The building official is authorized to, in writing, suspend or revoke a certificate of occupancy or completion issued under the provisions of this code wherever the certificate is issued in error, or on the basis of incorrect information supplied, or where it is determined that the building or structure or portion thereof is in violation of any ordinance or regulation or any of the provisions of this code.

110.5 Responsibility to secure Certificate of Occupancy.

It shall be the responsibility of the building owner, or the owner's agent or company authorized by the owner to enter into leasing agreements, to secure a Certificate of Occupancy on behalf of the occupant(s) of their building."

## **SECTION 116 SITE ADDRESS**

There is hereby added a new Section 116 entitled: "**SECTION 116 SITE ADDRESS**" to read as follows:

Section 116 Site Address. Approved numbers or addresses shall be provided for all new buildings and installed on the building in such a position as to be plainly visible and legible from the street or road fronting the property."

## **CHAPTER 9: FIRE PROTECTION SYSTEMS**

Add at the beginning of this Chapter 9, add: "Sections and Sub-Sections preceded by a [F] in this chapter shall be as adopted by the Gurnee Fire Code."

## **CHAPTER 13: ENERGY EFFICIENCY**

Sub-Section 1301.1.1 Criteria

All reference to the "~~International Energy Code~~" shall be replaced with "**Illinois Energy Efficiency Code.**"

## **CHAPTER 27: ELECTRICAL**

### **Section 2701 General**

Amend this Section by deleting reference to the "~~ICC Electrical Code~~" and replacing this reference with "**Gurnee Electrical Code.**"

## **CHAPTER 28: MECHANICAL SYSTEMS**

### **Section 2801 General**

Amend this Section by deleting reference to the "~~International Mechanical Code~~" and replacing this reference with "**Gurnee Mechanical Code**" and by deleting reference to the "~~International Fuel Gas Code~~" and replacing this reference with the "**Gurnee Fuel Gas Code.**"

## **CHAPTER 29: PLUMBING SYSTEMS**

Delete this Chapter in its entirety and replace it with the "**Gurnee Plumbing Code.**"

## **CHAPTER 30: ELEVATORS AND CONVEYING SYSTEMS**

Sub-Section 3003.2 Fire Fighters Emergency Operation.

Sub-Section 3003.2 is amended to read as follows:

Elevators shall be provided with Phase 1 emergency recall operation and Phase 2 emergency in-car operation in accordance with ASME A17.1 and NFPA72.

## **SECTION 3006 MACHINE ROOMS**

Sub-Section 3006.1 is amended to read as follows:

Sub-Section 3006.1 Access.

An approved means of access shall be provided to elevator machine rooms and overhead machinery equipment spaces. This means is not to be used as a passage way through the machine room to other areas of the building or roof.

## **SECTION 3007 EXISTING ELEVATORS**

Sub-Section 3007.1 All existing elevators to comply with ASME 1996 17.3, Safety Code for existing elevators and escalators.

## **SECTION 3008 MAINTENANCE AND ACCIDENTS**

Sub-Section 3008.1 Owner responsibility.

The owner or the owner's legal agent for the building in which the equipment is located shall be responsible for the care, maintenance and safe operation of all equipment covered by this article after the installation thereof and acceptance by such owner or agent. The owner or legal agent shall make or cause to be made all periodic tests and inspections, and shall maintain all equipment in a safe operating condition, as required by this article.

Sub-Section 3008.2 Contractor responsibility.

The person installing any device covered by this article shall make all acceptance tests and shall be responsible for the care and safe operation of such equipment during its construction and until temporarily or finally accepted by the Code Officials Elevator Inspector.

Sub-Section 3008.3 Maintenance items.

All operating and electrical parts and accessory equipment or devices subject to this article shall be maintained in a safe operating condition. The maintenance of elevators, dumbwaiters and escalators shall conform to ASME A17.1 listed in Appendix A.

Sub-Section 3008.4 Unsafe conditions.

If, upon inspection, any equipment covered in this article is found to be in an unsafe condition, or not in accordance with the provisions of this code, the code official shall thereupon serve a written notice of such finding upon the building owner or lessee, stating the time when recommended repairs or changes shall be completed. After the service of such notice, it shall be the duty of the owner to proceed within the time allowed to make such repairs or changes as are necessary to place the equipment in a safe condition. It shall be unlawful to operate such equipment after the date stated in the notice unless such recommended repairs or changes have been made and the equipment has been approved, or unless an extension of time has been



secured from the code official in writing. Time duration to be 24 hrs, 7 days, 15 days or maximum 30 days.

**Sub-Section 3008.4.1 Power to seal equipment.**

In cases of emergency, the code official, in addition to any other penalties herein provided, shall have the power to seal out of service any device or equipment covered by this article when, in the opinion of the code official, the condition of the device is such that the device is rendered unsafe for operation: or for willful failure to comply with recommendations and orders.

**Sub-Section 3008.4.2 Notice of sealing out of service.**

Before sealing any device out of service, the code official, except in case of emergency, shall serve written notice upon the building owner or lessee stating intention to seal the equipment out of service and the reasons therefore.

**Sub-Section 3008.4.3 Unlawful to remove seal.**

Any device sealed out of service by the code official shall be plainly marked with a sign or tag indicating the reason for such sealing. Any tampering with, defacing or removal of the sign, tag or seal without approval shall constitute a violation of this article.

**Sub-Section 3008.5 Accidents reported and recorded.**

The owner of the building shall immediately notify the code official of every accident involving personal injury or damage to apparatus on, about or in connection with any equipment covered by this article, and shall afford the code official every facility for investigating such accident. When an accident involves the failure, breakage, damage or destruction of any part of the apparatus or mechanism, it shall be unlawful to use such device until after an examination by the code official is made and approval of the equipment for continued use is granted. It shall be the duty of the code official to make a prompt examination into the cause of the accident and to enter a full and complete report thereof in the records of the building department. Such records shall be open for public inspection at all reasonable hours.

**Sub-Section 3008.6 Removal of damaged parts.**

It shall be unlawful to remove from the premises any part of the damaged construction or operating mechanism of elevators, or other equipment subject to the provisions of this article, until permission to do so has been granted by the code official.

**SECTION 3009 CERTIFICATE OF COMPLIANCE**

**Sub-Section 3009.1**

The operation of all equipment governed by the provisions of this chapter and hereafter installed, relocated or altered shall be unlawful by persons other than the installer until such equipment has been inspected and tested as herein required and a final certificate of compliance has been issued by the code official.

**Sub-Section 3009.2 Posting certificates of compliance.**

The owner or lessee shall post the current-issued certificate of compliance in a conspicuous place inside the elevator.

## **SECTION 3010 CONSTRUCTION DOCUMENTS AND PERMITS**

### **Sub-Section 3010.1 Application.**

The application for a permit shall be accompanied by construction documents in sufficient detail and indicating the location of the machinery room and equipment to be installed, relocated or altered; and all supporting structural members, including foundations. The construction documents shall indicate all materials to be used and all loads to be supported or conveyed. Documents to be reviewed and approved before permit is issued.

### **Sub-Section 3010.2 Permits.**

Equipment or devices subject to the provisions of this code shall not be constructed, installed, relocated or altered unless a permit has been received from the code official before the work is commenced. A copy of such permit shall be kept at the construction site at all times while the work is in progress.

## **SECTION 3011 TESTS AND INSPECTIONS**

### **Sub-Section 3011.1 General.**

All equipment and devices covered by the provisions of this code shall be subjected to acceptance and maintenance tests and periodic inspections as required herein.

### **Sub-Section 3011.2 Acceptance tests.**

Acceptance tests and inspections shall be required on all new, relocated and altered equipment subject to the provisions of this chapter. Tests and inspections shall be of such a nature as to determine whether the entire installation is designed, constructed and installed in compliance with this code, and shall include all parts of the equipment and machinery. In addition, Full Load Tests to be done on all equipment. All such tests shall be made in compliance with the requirements of Section 3004.5 and in the presence of the code official, or by an approved agency for the Code Official and by the person installing such equipment.

### **Sub-Section 3011.3 Periodic tests and periodic inspections.**

Periodic tests shall be required on all new and existing power elevators, and periodic inspections shall be made of all new and existing equipment subject to the provisions of this chapter.

#### **Sub-Section 3011.3.1 Periodic tests.**

Periodic tests shall be made by the code official, or by an approved agency, and shall be made at the expense and responsibility of the owner. Where such tests are not made by the code official, the approved agency shall submit a detailed report of the tests to the code official on approved forms not more than 30 days after the completion of the tests.

**Sub-Section 3011.3.2 Periodic inspections.**

Periodic inspections shall be made by the code official or by an approved agency. Where such inspections are not made by the code official, the approved agency shall submit a detailed report of the inspection to the code official on approved forms not more than 30 days after completion of the inspection.

**Sub-Section 3011.3.3 Frequency of tests and inspections.**

Tests and inspections shall be conducted at intervals of not more than those set forth in ASME A17.1 listed in Chapter 35 for elevators, escalators, dumbwaiters and moving walks.

**SECTION 3012**

**Sub-Section 3012.1 Miscellaneous hoisting and elevating equipment.**

All miscellaneous hoisting and elevating equipment shall be subject to tests and inspections as required by the code official to ensure safe operation.

**Sub-Section 3012.2 Conveyors.**

Conveyors and related equipment shall be inspected and tested in accordance with ASME B20.1 listed in Chapter 35.

**AMENDMENTS TO ASME 2000 A17.1**

A new Sub-Section 2.7.3.1 is added to read as follows:

**Section 2.7.3.1 Access to Machine Rooms and Machinery Spaces.**

**General Requirements:**

A permanent safe, convenient means of access into the elevator machine room and overhead machinery spaces shall be provided for elevator maintenance personnel only. The elevator machine room shall not be used for a through passage to and from other spaces, roof, electric maintenance, etc.

**Sub-Section 2.7.3.4 (B) (NEW)**

A new item (B) in Sub-Section 2.7.3.4 is added to read as follows:

(B) All machine room doors to be 1 ½ hr. “B” label self-closing and locking.

**Sub-Section 2.8.2.3.1 (NEW)**

A new Sub-Section 2.8.2.3.1 is added to read as follows:

**Section 2.8.2.3.1 Shut Off Valves in Sprinkler Branch Lines.**

Shut Off Valves with a tamper-proof electrical switch back to a fire alarm panel shall be provided for each branch line for machine room and shaft in accessible locations outside these spaces.

Sub-Section 2.10.1

Add the following the words “driving machines” after the words “signal machine guards”.

Sub-Section 2.14.7.1.3

Amend the first sentence of Sub-Section 2.14.7.1.3 to read as follows:

“Passenger and freight elevators shall be provided with a standby emergency lighting power source on each elevator conforming to the following: ...”

**SECTION 3.7**

Sub-Section 3.7.1

Amend of Sub-Section 3.7.1 to provide for the requirements of Sub-Section 2.7.1.1.1 regarding 2 hr. fire rated machine room for hydraulic equipment.

Sub-Section 3.19.4

Amend the applicable sentence of Sub-Section 3.19.4 to read as follows:

“...with a permanent handle to be attached to valve for shut off purposes.”

**SECTION 5.3 PRIVATE RESIDENCE ELEVATORS**

A new Sub-Section 5.3.1.1.4.5 is added to read as follows:

Sub-Section 5.3.1.1.4.5 Machine Room: Electric Elevators.

Room to be of a:

1. Minimum of 1 hr. fire resistance
2. Minimum 60” wide by 24” deep
3. Maximum 60” wide by 60” deep
4. Head Room Minimum 84” high
5. Door to be minimum 36” wide by 80” self closing and locking
6. Main Line Disc Switch to be fused, heavy duty lock side door
7. Room light switch lock side of door. Minimum illumination 5FTC
8. Room to have a 110V GFI Duplex outlet below light switch
9. Minimum 5lb ABC Fire Extinguisher in Machine Room, lock side of door

Sub-Section 5.3.1.8.3 Light in Car.

Add the following to Sub-Section 5.3.1.8.3:

“Emergency lighting to be provided as per Section 2.14.7.1.3.”

Sub-Section 5.3.1.19 Emergency Signal

Add the following to Sub-Section 5.3.1.19 to read as follows:

5.3.1.19 Emergency Signal.

“Emergency signaling device to comply with Section 2.14.7.1.3.”

Sub-Section 5.3.2.3.1 Machine Room Hydraulic (NEW)

A new Sub-Section 5.3.2.3.1 is added to read as follows:

5.3.2.3.1 Machine Room Hydraulic.

Machine room to be provided per Section 5.3.1.1.4.5

Sub-Section 8.10.3.2.2M

Add the following to Sub-Section 8.10.3.2.2M to read as follows:

8.10.3.2.2M.

“Hydraulic working pressure shall be checked by running elevator with a full load in the car and the pressure verified as per Data Plate.”

Sub-Section 5.2.1.27 Emergency Operation and Signaling Service.

Sub-Section 5.2.1.27 is amended to read as follows:

5.2.1.27 Emergency Operation and Signaling Service.

Telephone to a 24 hour source with voice message, emergency light and alarm shall be installed on the elevator.

Sub-Section 5.2.1.28 Phase I and II Fire Service.

Sub-Section 5.2.1.28 is amended to read as follows:

5.2.1.28 Phase I and II Fire Service.

Phase I and II fire service with smoke sensor recall shall be provided on elevator. When the machine room or shaft is sprinkled, a shunt trip device controlled by a heat sensor system shall be installed.

**SECTION II: PENALTIES.**

- a. In each section of the International Building Code – 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 Building Code – 2003 Edition adopted there under.
- b. Any person who shall violate any provision hereof or any provisions of the International Building Code-2003 Edition 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 International Building Code, 2003 edition 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 under Section III 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 from and after its passage, approval and publication as required by law.

**SECTION VII:**        This ordinance shall be known as the “Gurnee Building Code.”

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

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

	<b>Ayes:</b>	<b>Nays:</b>	<b>Absent/Abstain:</b>
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

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