

VILLAGE OF GURNEE

2005- _____

AN ORDINANCE ADOPTING THE 2003 EDITION OF THE INTERNATIONAL FIRE CODE, AS MODIFIED AND WITH SUPPLEMENTS, PROVIDING PENALTIES FOR VIOLATIONS AND AMENDING CHAPTER 34 ARTICLE II 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	President	THOMAS A. CHAMBERLAIN	Trustee
MARY JO KOLLROSS	Clerk	RAY DAMIJONAITIS	Trustee
RUDOLPH F. MAGNA, JR.	Attorney	KRISTINA KOVARIK	Trustee
		JEANNE E. BALMES	Trustee
		KAREN WASSER	Trustee
		BARBARA THOMA	Trustee

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AN ORDINANCE ADOPTING THE 2003 EDITION OF THE INTERNATIONAL FIRE CODE, AS MODIFIED AND WITH SUPPLEMENTS, PROVIDING PENALTIES FOR VIOLATIONS AND AMENDING CHAPTER 34 ARTICLE II OF THE GURNEE MUNICIPAL CODE

WHEREAS, at least three (3) copies of the International Fire Code, 2003 edition, including all appendices, 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 Fire 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 Fire 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 Fire Code (Chapter 34 Article II of the Gurnee Municipal Code) and adopt the 2003 Edition of the International Fire Code as modified, as the standard for regulating and governing the minimum requirements and controls to safeguard life, property or public welfare from the hazards of fire and explosion arising from the storage, handling or use of substances, materials or devices and from the conditions of buildings, structures or premises hazardous to life, property or public welfare in the construction, use and occupancy of such buildings, structures or premises; and each and all of the regulations, provisions, penalties of the Fire 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 34 Article II, entitled "Fire Prevention Code" of the Gurnee Municipal Code is hereby deleted in its entirety and replaced with a new Chapter 134 Article II, entitled "Fire Prevention Code," to provide as follows:

CHAPTER 34 ARTICLE II. FIRE PREVENTION CODE.

Sec. 34-31. Adoption.

The regulations, conditions, definitions, regulations, and stipulations concerning the construction, use and occupancy of buildings, structures or premises, as set forth in the 2003 International Fire Code, with modifications and supplements set forth in Section 34-33, are hereby adopted and made applicable.

Sec. 34-32. Definitions.

(a) Wherever the word "municipality" is used in the ICC Fire Code, it shall be held to mean the Village of Gurnee.

(b) Wherever the term "corporate counsel" is used in the ICC Fire Code, it shall be held to mean the attorney for the Village.

(c) Wherever the words, "fire official" or "authority having jurisdiction" are used in the Fire Code, they shall be held to mean the Village of Gurnee Fire Marshal.

Sec. 34-33. Modifications, supplements and exceptions.

The following sections of the 2003 International Fire Code, are revised to read as follows:

CHAPTER 1 ADMINISTRATION

SECTION 101 GENERAL

Sub-Section F101.1 Title.

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

Sub-Section F101.2.1 Appendices.

All appendices are adopted as part of this Code.

Sub-Section F104.2.1 Plan review, site inspection, and testing.

At the end of this Sub-Section, add the following:

Each applicant shall pay fees for plan reviews, site inspection, and testing by the Gurnee Fire Prevention Bureau. Fees include the review, inspection, and testing of each submission. These fees shall be as follows:

General Plan Reviews (new construction, remodeling, etc.)	
\$0.0125 per square foot or minimum	\$ 37.50
Automatic Sprinkler Systems	
\$18.75 per 1,500 square feet or minimum	\$ 31.25

Kitchen Hood and Duct and Extinguishing Systems Per System	\$ 31.25
Fire Alarm Systems and Related Equipment \$18.75 per 1,500 square feet or minimum	\$ 31.25
Standpipe Systems Per System	\$ 75.00
Fire Pumps and Related Equipment Per System	\$ 50.00
Special Inspections VA, FHA, Real Estate, etc.	\$125.00
Underground and Above-ground Tank Installation and Removals Per Tank	\$ 62.50

Sub-Section F104.2.1.2 Certificates of occupancy.

At the end of this Sub-Section F104.2.1.2, add the following:

Fees for the inspection and approval of a Certificate of Occupancy shall be as follows:

Commercial and Industrial	\$62.50
Multi-Family (per living unit)	\$31.25
Tents	\$62.50
Walls and Partitions	\$62.50
Sales and Construction Trailers	\$62.50
Wall Demolition	\$62.50
Move In (no work)	\$62.50
Name Change	\$62.50
Paint Spray Booth	\$62.50

Sub-Section F104.3.2 Inspection fees.

At the end of this Sub-Section F104. 3.2, add the following:

The fees for required inspections are as follows:

First Inspection	No Charge
Second Inspection	No Charge
Third Inspection	\$50.00
Fourth and Subsequent	\$75.00

Sub-Section F109.2.2 Written violation notices.

At the end of this Sub-Section F109.2.2, add the following:

The schedule and type of written violation notices are as follows:

First Offense	30 days for Compliance
Second Offense	15 days for Compliance

Third Offense	Warning Citation	10 days for Compliance
Fourth Offense	Citation Issued	Court Appearance

Each violation is considered a separate offence with fines levied as provided in the Gurnee Municipal Code.

Sub-Section F109.2.3 Administrative citation and fine.
 At the end of this Sub-Section F109.2.3, add the following:

The code official or their designee may issue Administrative Citations for the following violations. The fine for each offense shall be paid to the Village Clerk and shall follow the fine schedule of the Gurnee Police Department. Failure to pay the full amount in the prescribed time-limits will result in a Court Citation being issued

Blocking Approved and Posted Fire Lanes	\$20.00
Blocked or Locked Means of Egress	\$25.00
Unauthorized Work on Fire Protection System	\$25.00
Tampering with Fire Protection System	\$25.00
Disabling Fire Protection System	\$25.00
Unauthorized Open Burning	\$25.00
Blocking a Fire Hydrant	\$25.00
Blocking a Fire Department Connection	\$25.00
Open Burning Violation	\$25.00

CHAPTER 9 FIRE PROTECTION SYSTEMS

Sub-Section F901.2.2 Hydraulic Calculations.
 At the end of this Sub-Section F901.2.2, add the following:

Provide a minimum of 10% or 5 psi safety factor in the fire protection system hydraulic calculation.

Sub-Section F901.4.1.1 Hydraulic Calculations.
 At the end of this Sub-Section F901.4.1.1, add the following:

- The following restrictions will apply:
1. Thin wall pipe is not approved for sprinkler installations
 2. Flexible type sprinkler head connections are not approved for sprinkler installations
 3. The Reduced Backflow Preventer (RPZ) shall be installed without meter by-pass
 4. Galvanized piping shall not be installed prior to the RPZ

Sub-Section F903.2 Where required.
 Delete all text in Sub-Sections 903.2 through 903.2.13, inclusive, and substitute the following to read:

Sub-Section F903.2 Where required.

Approved automatic sprinkler systems in new buildings and structures shall be provided in all Use Groups described in this Code.

Exceptions:

1. Use Group R3

2. Temporary and mobile structures (to include real estate sales and construction trailers utilized during the development of property), and agricultural storage buildings

3. Structures being converted from Use Group R3 (Except Townhouses) to Use Group B (Professional Office) or Use Group M (Mercantile) that are under 4,000 square feet total space and have an approved detection system which also complies with Sub-Section 907.1”

Sub-Section F903.4.2.1 Audio/Visual devices.

At the end of this Sub-Section F903.4.2.1, add the following:

All fully sprinkled buildings shall be provided with a fire alarm system so that audio/visual devices are heard and seen in all areas of the building.

Sub-Section F903.4.3 Floor Control Valves.

Delete all text in Sub-Section F903.4.3, and substitute the following to read:

Approved supervised indicating control valves with water flow switches will be installed:

1. In new buildings and structures three or more stories above or below grade, provide at the point of connection to the riser on each floor.

2. In new single story buildings with six or more tenants, or where there are fire areas of 6,000 square feet or more, provide in each tenant space or area at the point of connection to the riser.

Sub-Section F903.7 Fire Hydrants.

At the end of this Sub-Section F903.7, add the following:

A fire hydrant, minimally able to supply system requirements, shall be located within 100 feet of the fire department connection (FDC).

Sub-Section F905.1.1 Standpipe Requirement.

At the end of this Sub-Section F905.1.1, add the following:

Wherever Class I, II, or III standpipes are required in this code, Class I shall be installed.

Sub-Section F907.1 General.

At the end of this Sub-Section F907.1, add the following:

Fire Alarm and Detection systems:

1. Must be capable of transmitting three distinctly different signals (True Fire, Trouble, and Supervisory).
2. All signals therefrom must be automatically transmitted to the Village of Gurnee dispatch center.
3. Duct detectors and tamper switches must transmit a supervisory alarm.

Sec. 34-33. Fireworks.

Anything in the International Fire Code – 2003 Edition, as adopted and modified by ordinance, to the contrary notwithstanding the following limitations and regulations shall be applicable within the Village:

Fireworks:

1. No person shall sell, offer for sale, use or explode any fireworks in the village, except the board of trustees may grant a permit for a public display of fireworks under such conditions as it may impose under the provisions of Section 2 of the Fireworks Use Act (425 ILCS 35/2), as amended.
2. The sale of specifically permitted items, as set forth in Section 1 of the Fireworks Use Act (425 ILCS 35/1), as amended, shall be limited to the interior of lawfully conforming principal buildings zoned and occupied for retail use.
3. Public display shall meet the requirements of N.F.P.A.

Sec. 34-34. False Alarms.

No person shall deliberately or maliciously turn in an alarm of fire when in fact that person knows that no fire exists. Such acts of deliberate or malicious false alarms shall be punishable as prescribed under laws of the state and/or the ordinances of the village. No person shall activate any installed fire warning system or any fixed fire extinguishing system for purposes other than emergency, maintenance, drill, or prescribed testing.

Sec. 34-35. Penalties.

- a. In each section of the International Fire 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 Chapter or of any provisions of said International Fire Code – 2003 Edition adopted by ordinance.

- b. Any person who shall violate any provision hereof or any provisions of the International Fire Code – 2003 Edition hereby adopted or modified, or who 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 II: **REPEAL.** All parts of ordinances in conflict herewith, but only to extent of such conflict, are hereby repealed.

SECTION III: **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 III above; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

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

SECTION VII: This ordinance shall be known as the “Gurnee Fire 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

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