

VILLAGE OF GURNEE

COPY

2012 - 33

AN ORDINANCE ADOPTING THE 2012 EDITION OF THE INTERNATIONAL FUEL GAS CODE, AS  
MODIFIED AND WITH SUPPLEMENTS, PROVIDING  
PENALTIES FOR VIOLATIONS AND AMENDING CHAPTER 18 ARTICLE IX OF THE GURNEE  
MUNICIPAL CODE

ADOPTED BY THE PRESIDENT AND BOARD OF TRUSTEES

OF THE

VILLAGE OF GURNEE, ILLINOIS

ON

APRIL 16, 2012

Published in pamphlet form by authority of the Village Board  
of the Village of Gurnee, Lake County, Illinois,  
this 17<sup>th</sup> day of April, 2012.

KRISTINA KOVARIK	President	JEANNE E. BALMES	Trustee
		GREG GARNER	Trustee
ANDY HARRIS	Clerk	KIRK MORRIS	Trustee
		STEPHEN PARK	Trustee
BRYAN WINTER	Attorney	CHERYL G. ROSS	Trustee
		HANK SCHWARZ	Trustee

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**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 Fuel Gas Code (Chapter 18 Article IX of the Gurnee Municipal Code) and adopt the 2012 Edition of the International Fuel Gas Code as modified, as the standard for regulating and governing the design, construction, quality of materials, erection, installation, alterations, repair, location, relocation, replacement, addition to, use or maintenance of fuel gas systems as herein provided; for the issuance of permits and collection of fees thereof, and each and all of the regulations, provisions, penalties of the Fuel Gas 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 to Chapter 18 Article IX, entitled "International Fuel Gas Code" of the Gurnee Municipal Code is hereby deleted in its entirety and replaced with a new Chapter 18, Article IX, entitled Gurnee Fuel Gas Code, to provide as follows:

**CHAPTER 18 ARTICLE IX. GURNEE FUEL GAS CODE**

**SECTION II.**

**Sec. 18-400. Adoption.**

The regulations, conditions, definitions, and stipulations concerning the design, construction, quality of materials, erection, installation, alterations, repair, location, relocation, replacement, addition to, use or maintenance of fuel gas systems, as set forth in the 2012 International Fuel Gas Code, with modifications and supplements set forth in section 18-401, are hereby adopted and made applicable, subject to exceptions made in this article, to all existing or proposed mechanical installations, 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:

**SECTION III.**

**Sec. 18-401. Modifications, supplements and exceptions.**

The following sections of the 2012 International Fuel Gas Code, are revised as follows:

**CHAPTER 1 ADMINISTRATION**

**SECTION 101 (IFGC) GENERAL**

**Section 101.1 Title.** Insert "Village of Gurnee" as name of jurisdiction.

**Section 101.2 Scope.** **Exceptions:** Replace "International Residential Code" here and in all other locations in this code with "Gurnee Residential Code".

**Section 101.3 Appendices.** This Sub-Section is deleted in its entirety and a new Sub-Section is added to read as follows: "Provisions in Appendices A, B, C, & D are adopted in their entirety."

**Section 102.2.1 Existing Buildings.** Replace "International Building Code" here and in all other locations in this code with "Gurnee Building Code."

## SECTION 106 PERMITS

- Section 106.6.2 Fees.** This Sub-Section is deleted in its entirety and a new Sub-Section is added to read as follows:  
"The fees for mechanical installations/replacement shall be as indicated in Ordinance 2004 -53 of the Village of Gurnee."
- Section 106.6.3 Refunds.** This Sub-Section is deleted in its entirety and a new Sub-Section is added to read as follows:  
"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 performed, no inspection has been made, or the permit has not expired. No refund of the plan review fee will be allowed."

## CHAPTER 3 GENERAL REGULATIONS

### SECTION 301 (IFGC) GENERAL

- Section 301.1.1 Other fuels.** Replace "~~International Mechanical Code~~" here and all other locations in this code with "Gurnee Mechanical Code."
- Section 301.2 Energy utilization.** Replace "~~International Energy Conservation Code~~" here and in all other locations with "Illinois Energy Conservation Code."

## CHAPTER 4 GAS PIPING INSTALLATIONS

### SECTION 403 (IFGS) PIPING AND MATERIALS

- Section 403.5.4 Corrugated stainless steel tubing.** Delete this Sub-Section in its entirety, without substitution.

## CHAPTER 6 SPECIFIC APPLIANCES

### SECTION 621 (IFGC) UNVENTED ROOM HEATERS

Delete all Sub-Sections in this Section and add a new Sub-Section "621.1 Prohibited use. Un-vented room heaters are prohibited in any habitable rooms or spaces occupied by humans."

### SECTION 624 WATER HEATERS

- Section 624.1.1 Installation requirements.** Replace "~~International Plumbing Code~~" here and in all other locations in this code and replace with "Gurnee Plumbing Code."

## SECTION IV. PENALTIES.

- a. In each section of the International Fuel Gas Code – 2012 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 Fuel Gas Code – 2012 Edition adopted there under.
- b. Any person who shall violate any provision hereof or any provisions of the International Fuel Gas Code – 2012 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.

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

SECTION VI. 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 VII. 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 VIII. This ordinance shall be in full force and effect from and after its passage, approval and publication as required by law.

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

SECTION X. This ordinance shall be known as the "Gurnee Fuel Gas Code."

Passed and approved this 16<sup>th</sup> day of April, 2012.

	Ayes:	Nays:	Absent/Abstain:
Jeanne E. Balmes	<u>X</u>	<u>      </u>	<u>      </u>
Greg Garner	<u>X</u>	<u>      </u>	<u>      </u>
Kirk Morris	<u>X</u>	<u>      </u>	<u>      </u>
Stephen Park	<u>      </u>	<u>      </u>	<u>X</u>
Cheryl G. Ross	<u>X</u>	<u>      </u>	<u>      </u>
Hank Schwarz	<u>X</u>	<u>      </u>	<u>      </u>

APPROVED:

By: Kristina Kovarik Date: 4-16-12  
KRISTINA KOVARIK, President

ATTEST:

By: Andy Harris  
ANDY HARRIS, Village Clerk

Presented and read, or reading having been waived, at a duly convened meeting of the Corporate Authorities on April 16, 2012.

I hereby certify that the above ordinance was published in pamphlet form on April 17, 2012, as provided by law.

Andy Harris  
ANDY HARRIS, Village Clerk

STATE OF ILLINOIS    )  
  )       SS  
COUNTY OF LAKE    )

CERTIFICATE

I, **ANDY HARRIS**, certify that I am the duly elected and acting Municipal Clerk of the Village of Gurnee, Lake County, Illinois.

I certify that on April 16, 2012, the Corporate Authorities of such municipality passed and approved Ordinance No. 2012 - 33, entitled "**AN ORDINANCE ADOPTING THE 2012 EDITION OF THE INTERNATIONAL FUEL GAS CODE, AS MODIFIED AND WITH SUPPLEMENTS, PROVIDING PENALTIES FOR VIOLATIONS AND AMENDING CHAPTER 18 ARTICLE IX OF THE GURNEE MUNICIPAL CODE,**" which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2012 - 33, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted in the municipal building, commencing on April 17, 2012, and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated at Gurnee, Illinois, this 16<sup>th</sup> day of April, 2012.



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ANDY HARRIS, Village Clerk  
Village of Gurnee