

VILLAGE OF GURNEE

COPY

2012 - 31

AN ORDINANCE ADOPTING THE 2012 EDITION OF THE INTERNATIONAL WILDLAND URBAN
INTERFACE, AS MODIFIED AND WITH SUPPLEMENTS, PROVIDING PENALTIES FOR VIOLATIONS
AND AMENDING CHAPTER 18 AND ADDING ARTICLE X TO 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 17th 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 adopt the 2012 Edition of the International Wildland Urban Interface Code as modified, as the standard for regulating and governing the mitigation of hazard to life and property from the intrusion of fire from Wildland exposures, fire from adjacent structures and prevention of structure fires from spreading to Wildland fuels as herein provided; for the issuance of permits and collection of fees thereof; and each and all of the regulations, provisions, penalties of the Wildland Urban Interface 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 X, entitled "International Wildland Urban Interface Code" of the Gurnee Municipal Code is hereby adopted and entitled Gurnee Wildland Urban Interface Code, to provide as follows:

CHAPTER 18 ARTICLE X. GURNEE WILDLAND URBAN INTERFACE CODE

SECTION II.

Sec. 18-500. Adoption.

The regulations, conditions, definitions, and stipulations concerning the mitigation of hazard to life and property from the intrusion of fire from Wildland exposures, fire from adjacent structures and prevention of structure fires from spreading to Wildland fuels, as set forth in the 2012 International Wildland Urban Interface Code, with modifications and supplements set forth in section 18-501, are hereby adopted and made applicable, subject to exceptions made in this article, to all existing or proposed identified construction, 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. 18-501. Modifications, supplements and exceptions.

The following sections of the 2012 International Wildland Urban Interface 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 103.1 Creation of Enforcement Agency Insert "Community Development" as name of Department.

SECTION IV. PENALTIES

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

[illegible]

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 - 34, entitled "AN ORDINANCE ADOPTING THE 2012 EDITION OF THE INTERNATIONAL WILDLAND URBAN INTERFACE, AS MODIFIED AND WITH SUPPLEMENTS, PROVIDING PENALTIES FOR VIOLATIONS AND AMENDING CHAPTER 18 AND ADDING ARTICLE X TO THE GURNEE MUNICIPAL CODE," which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2012 - 34, 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 16th day of April, 2012.

ANDY HARRIS, Village Clerk
Village of Gurnee

Passed and approved this 16th 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