

**ORDINANCE NO. 2024-**

**AN ORDINANCE ADOPTING CERTAIN 2021 EDITION  
INTERNATIONAL CODE COUNCIL CODES, 2014 ILLINOIS PLUMBING  
CODE, 2020 NATIONAL ELECTRICAL CODE, AND 2021 NATIONAL  
FIRE PROTECTION ASSOCIATION LIFE SAFETY CODE, WITH  
CERTAIN AMENDMENTS OR ADDITIONS, AND REVOKING,  
REPLACING, AND SUPERSEDING ORDINANCES  
NO. 2018-09 AND 2022-01 PERTAINING TO THE SAME**

**WHEREAS**, Section 5/1-3-2 of Chapter 65 of the Illinois Compiled Statutes provides that a municipality may adopt by reference, as criteria for the issuance of construction, reconstruction, alteration, or installation permits, all or part of the provisions of regulations without setting forth those provisions in full if at least one copy of those regulations is filed in the office of the clerk of the municipality and is kept available for public use, inspection, and examination, with the qualification that such filing requirement is not deemed to be complied with unless the required copy of the regulations or copies of the public record are filed with the clerk of the municipality for a period of thirty (30) days before the adoption of the ordinance that incorporates the regulations or public record by reference. Further, regulations, or a public record, of a jurisdiction other than the State of Illinois may not be adopted by reference covering any subject matter for which standards are available in any public record of the State of Illinois, unless otherwise provided by statute; and

**WHEREAS**, there either are no comparable standards available in the public records of the State of Illinois for the matters for which adoption of the updated respective national or international codes is sought, and/or the State of Illinois defines the respective national or international codes as a baseline code acceptable for use; and

**WHEREAS**, Ordinance No. 2018-09 entitled "An Ordinance Adopting Certain 2015 Edition International Code Council Codes, 2014 Edition National Electrical Code and 2014

Illinois Plumbing Code with Certain Amendments or Additions, and Revoking, Replacing, and Superseding Ordinance No. 06-08 Pertaining to the Same”, was adopted by the Village Board on June 11, 2018; and

**WHEREAS**, Ordinance No. 2018-09 provided for adoption of the 2014 Illinois Plumbing Code, all plumbing inspections are now handled by the State of Illinois, with the 2014 Illinois Plumbing Code being the latest edition code; and

**WHEREAS**, even though the State of Illinois currently handles Village plumbing inspections, it is believed to be prudent to also, by this ordinance, adopt the 2014 Illinois Plumbing Code in case the situation of plumbing inspections being handled by the State of Illinois should ever change; and

**WHEREAS**, except as stated hereinabove, new or comparable updated versions of the aforesaid codes desired to be adopted by the Village, and additional related codes now desired to be added to those previously adopted by the Village have now been published; and

**WHEREAS**, Public Act 103-0510 enacted by the Illinois General Assembly with an effective date of January 1, 2024, requires that certain building code standards be adopted or followed by any municipality starting January 1, 2025, specifically dealing with the structural design of new buildings, other than residential buildings, structural design of rehabilitation work in existing buildings other than residential buildings, and structural design of residential buildings (for One-and-Two Family Dwellings) in a manner that is at least as stringent as the baseline statewide building code standard, which standard uses the International Building Code, International Existing Building Code, and International Residential Code (for One-and-Two Family Dwellings) as its baseline; and

**WHEREAS**, Public Act 103-0510 also requires that any such International Building Code International Existing Building Code, or International Residential Code for One-and-Two Family Dwellings adopted and being followed by a municipality, must be the version of such code first published during the current year or preceding nine (9) calendar years; and

**WHEREAS**, the versions of the aforesaid codes currently in effect in the Village are from 2015 or earlier, such that the ability to continue to use the same will soon expire based on the requirements of Public Act 103-0510, and

**WHEREAS**, the Village of Winnebago has previously adopted various versions of the International Code Council Codes in addition to those affected by Public Act 103-0510, and the Board of Trustees believes it would be in the best interest of its citizenry to have more up to date codes for all of the areas for which international codes are in effect, as well as for national codes in effect previously adopted by the Village if there is a more updated version of the respective national code as compared to any currently in effect in the Village; and

**WHEREAS**, specifically as to the International Fire Code, the Village Board has been in discussions with the Win-Bur-Sew Fire Department personnel, which entity is adopting the 2021 version of the International Fire Code, as opposed to the 2024 version, with certain amendments, and it is believed to be in the mutual best interest of both entities to adopt the same version of the International Fire Code; and

**WHEREAS**, in addition to the international codes currently in effect via Ordinance No. 2018-09, as amended by Ordinance No. 2022-01, there are other international codes which the Village Board of Trustees feel it would be in the best interest of its citizenry to adopt, based on the current structures, amenities, and development potential currently available in the Village of Winnebago; and

**WHEREAS**, although there are currently 2024 international codes in effect from the International Code Council, the Board of Trustees believe it is in the best interest of the citizenry to adopt the 2021 codes since adoption of the same both complies with the statutory requirements, and would involve use of versions of the codes that have been able to be tested over time as to their practical functionality; and

**WHEREAS**, the additional international codes the Village Board of Trustees deems it would be in the best interest of its citizenry to adopt, with certain standard or specific amendments, as applicable, are the 2021 edition of the International Code Council (ICC) Performance Code for Buildings and Facilities; the 2021 International Code Council (ICC) International Swimming Pool and Spa Code; and the 2021 International Code Council (ICC) International Green Construction Code; and

**WHEREAS**, the reference in Ordinance No. 2018-09 to the 2015 edition of the International Code Council (ICC) Life Safety Code was actually a misnomer, as the 2015 Life Safety Code was actually published by the National Fire Protection Association;

**WHEREAS**, certain amendments to the Unified Development Ordinance (UDO) will need to be made to comport with the changes that will take effect via the instant ordinance, but such changes cannot take effect until the new codes are adopted; and

**WHEREAS**, there was filed with the Clerk of the Village of Winnebago, Illinois, at least 30 days prior to the adoption of the instant ordinance, an electronic copy of the following editions of the International Code Council (ICC) Codes: 2021 International Building Code; 2021 International Fire Code; 2021 International Existing Building Code; 2021 International Property Maintenance Code; 2021 International Mechanical Code; 2021 International Energy Conservation Code; 2021 International Residential Dwelling Code for One-and-Two Family

Dwellings; 2021 International Fuel Gas Code; 2021 International Performance Code for Buildings and Facilities; 2021 International Swimming Pool and Spa Code; and the 2021 International Green Construction Code, as well as the 2014 Illinois Plumbing Code (which is the latest edition), the 2020 edition of the National Electrical Code; and the 2021 edition of the National Fire Protection Association (NFPA) Life Safety Code, with hard copy thereafter ordered; and

**WHEREAS**, the Board of Trustees of the Village of Winnebago, Illinois, believes it to be in the best interest of the citizenry of the Village of Winnebago, Illinois, to adopt the updated versions of the codes reference in the above paragraphs, with certain amendments and/or additions; and

**WHEREAS**, Illinois law requires that any municipality or county choosing to adopt a new building code edition must, at least thirty (30) days before the effective date of the new code, identify the model code being adopted, by title and edition, and any local amendments, and inform the Capital Development Board in writing; and

**WHEREAS**, Illinois law also requires that any municipality or county that has adopted and is currently enforcing a building code must identify the code, by title and edition, and any local amendments, and inform the Illinois Capital Development Board in writing no later than one hundred eighty (180) days after the effective date of Illinois Capital Development Board Act; and

**WHEREAS**, as applicable, the Village has made, or shall make, the necessary notifications to the Illinois Capital Development Board.

**NOW, THEREFORE, BE IT ORDAINED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WINNEBAGO, ILLINOIS, AS FOLLOWS:**

## **SECTION 1**

The provisions of the following named codes, together with any supplements or appendices, and with the amendments or additions listed are hereby adopted as the official codes of the Village of Winnebago, with each and all of the regulations, provisions, conditions, and terms of said codes hereby referred to, adopted, and made a part hereof as if fully set out in the instant ordinance, with the amendments or additions as set forth below:

- A. **2021 INTERNATIONAL BUILDING CODE.** The International Code Council (ICC) International Building Code, 2021 edition for commercial buildings, together with any supplements and any appendices or amendments thereto, as published by the ICC is hereby adopted in its entirety by reference as the building code for the Village as though fully set forth herein. A copy of this code shall remain on file at the office of the Village Clerk and Village Building Official for public review and inspection.

**AMENDMENTS.** The following sections of the ICC International Building Code 2021 edition, as adopted by this ordinance are hereby revised as follows:

1. **Section 101.1.** Insert for name of jurisdiction: "Village of Winnebago, Illinois."
2. **Section 114.4. Violation Penalties.** Insert at end of section: "Penalties shall be punishable by a fine, per the general penalty of Section 115 (Stop Work Order section) by the authority having jurisdiction. For noncompliance of orders issued by the Village Building Official the fine shall be no less than \$200.00 per offense, with each day that said offense occurs or continues to occur constituting a separate offense, or more than the maximum amount allowed by state statute for each offense, and each day that said offense occurs or continues to occur."
3. **Section 1612.3. Establishment of flood hazard areas.**
  - a. Insert for jurisdiction: "Village of Winnebago".
  - b. Insert for date of issuance: "Date which is ten (10) days after pamphlet publication of 2021 code adoption ordinance".
4. **Section 3103.1.2. Permit required.** Replace with the following: "Any temporary structure shall not be erected, operated, or maintained for any purpose without obtaining a permit from the Village Building Official."

- B. **2021 INTERNATIONAL FIRE CODE.** The International Code Council (ICC), International Fire Code, 2021 edition, together with any supplements and any appendices or amendments thereto, as published by the ICC, is adopted in its entirety by reference as the fire code for the Village as though fully set forth herein. A copy of said code shall remain on file at the office of the Village Clerk, Village Building Official, and Win-Bur-Sew Fire Chief for public review and inspection.

**AMENDMENTS.** The following sections of the International Fire Code, 2021 edition, are hereby revised as follows:

(1) **107.7.** is amended to add:

**107.7- Inspection, Test and Plan Review Fees-** Fees for occupancy inspections and tests of new fire alarm, fire suppression, and/or tanks installations shall be conducted when the system is completed. No charge shall be imposed for inspections and tests conducted on the first visit. Visits for any required inspections or tests which cannot be conducted due to the failure of the owner or installing contractor to properly and fully install the system to an inspection ready state, shall be subject to the following charges:

First visit	No fee
Second visit	\$75.00
Third visit	\$100.00

**Plan Review Fees with inspection**

Building Square Footage	Fee
0-5,000	\$ 250.00
5,001 -20,000	\$350.00
20,001-50,000	\$450.00
50,001 +	\$750.00

(2) **107.8** is amended to add:

**107.8- False Alarms-** All buildings with System Monitoring and Alarms shall be subject to a Fifty Dollar (\$50.00) fine per response for any false alarm after a total of five (5) responses per year.

(3) **202 (page 2-26)** is amended to add:

**Residential Group R-2** to add Townhouses to occupancy examples

(4) **501.3** is amended to read as follows:

**501.3- Construction Documents-** Two (2) copies of all site plans/building/remodeling prints and plans shall be submitted to the Fire District for review and approval prior to construction. Electronic prints and plans are encouraged.

(5) 506.1.1 is amended to read as follows:

**506.1.1- Locks-** An Authority Having Jurisdiction (AHJ) approved lock shall be installed on gates or similar barriers, Fire Department Connections (FDC), near the main entrance, or as otherwise required by the Code Official.

(6) 506.1.1.1 is added to read as follows:

**506.1.1.1- Lock Box Requirements:**

- 1) All commercial properties (new or remodeled)
- 2) All residential structures with 3 or more attached living units (new or remodeled)
- 3) All senior housing (building constructed for people who are age of 60 or older)

(7) 604 Elevator Operation, Maintenance, and Fire Service Keys. is amended to add the following:

**604.1.1- Elevator Car Requirements-** Elevator cars are to accommodate the ambulance stretcher. At least one elevator shall be of such a size and arrangement to be accommodate a 24 inch x 84 inch ambulance stretcher in the horizontal, open position and shall be identified by the international symbol for emergency medical services (star of life) The symbol shall not be less than 3 inches high and shall be placed inside of both sides of the hoist way doorframe. The cab size is to be a minimum 5 foot x 7 foot platform and a minimum 2500 lb capacity with a 42" side slide door.

(8) 903.2.7 is amended to read:

**903.2.7 Group M.** An automatic sprinkler system shall be provided throughout buildings containing a Group M occupancy where one of the following conditions exists:

- 1) A Group M fire area exceeds 12,000 square feet.
- 2) A Group M fire area is located more than three stories above grade plane.
- 3) The combined area of all Group M fire areas on all floors, including any mezzanines, exceeds 12,000 square feet.

(9) 903.2.9 is amended to read:

**903.2.9 Group S-1.** An automatic sprinkler system shall be provided throughout all buildings containing a Group S-1 occupancy where one of the following conditions exists:

- 1) A group S-1 fire area exceeds 12,000 square feet.
- 2) A Group S-1 fire area is located more than three stories above grade plane.
- 3) The combined area of all Group S-1 fire areas on all floors, including any mezzanines, exceeds 12,000 square feet.
- 4) A Group S-1 fire area used for the storage of commercial motor vehicles where the fire area exceeds 5,000 square feet.

(10) 903.2.2.1 is added to read as follows:

**903.2.2.1 Group B.** An automatic sprinkler system shall be provided throughout all buildings containing a Group B occupancy where one of the following conditions exists:

- 1) A Group B fire area has an occupant load of 50 or more.
- 2) A Group B fire area exceeds 12,000 square feet.
- 3) A Group B fire area is located more than three stories above grade plane.

4) The combined area of all Group B fire areas on all floors, including any mezzanines, exceeds 12,000 square feet.

(11) **903.3.1.1 NFPA 13** is amended to add the following:

**903.3.1.1- Sprinkler Systems-** Each tenant space, individual store or space shall have an approved water flow control valve to stop the flow of system water to each tenant space or individual store or space.

(12) **903.3.1.2 NFPA 13-R** is amended to add the following:

**903.3.1.2- NFPA 13-R Sprinkler Systems-** Each dwelling shall have an approved water flow control valve to stop the flow of system water to each living/dwelling space.

(13) **903.3.1.3 NFPA 13-D** is amended to add the following:

**903.3.1.3- NFPA 13-D Sprinkler Systems-** Each dwelling shall have an approved water flow control valve to stop the flow of system water to each living/dwelling space.

(14) **903.3.7** is amended to add as follows:

**903.3.7- Fire Department Connections-** The location of the Fire Department Connection (FDC) shall be approved by the Fire Department official and shall be fitted with a five (5) inch Storz type fitting with locking cap with 30 degree elbow to meet the AHJ's specifications.

(15) **903.4.2** is amended to read as follows:

**903.4.2- Alarms-** Approved audible and visual device shall be connected outside the building for all structures requiring an automatic sprinkler system. An audible and visual device shall be wired to the sprinkler system flow switch and located above the Fire Department Connection (FDC) where an FDC is required. For structures not requiring an FDC (i.e. strip mall or multiple stores or businesses), an approved audible and visual device shall be connected to the outside of the structure facing the street or as approved by the AHJ. This is to indicate which store or business is having the flow alarm. In addition to the above, use Group M shall provide a minimum of one hard wired smoke or heat detector that is also wired to the sprinkler system flow switch and located in a central location of each business or occupancy that activates an outside audible and visual device with the location determined by the AHJ.

(16) **903.7** is amended to add:

**903.7- Replacement Sprinkler Heads-** Any Occupancy fitted with a sprinkler system, wet, dry, or combination, shall have a minimum of one (1) replacement sprinkler head of each type used in the occupancy located in the Sprinkler box in the riser room.

(17) **907.2.1** is amended as follows:

**907.2.1- Group A-** A manual alarm system shall be installed in accordance with NFPA 72 in all use Group A occupancies. Exceptions deleted.

(18) **907.2.2** is amended as follows:

**907.2.2- Group B-** A manual alarm system shall be installed in accordance with NFPA 72 in all use Group B occupancies. Exceptions deleted.

(19) 907.2.3 is amended as follows:

**907.2.3- Group E-** A manual alarm system shall be installed in accordance with NFPA 72 in all use Group E occupancies. Exceptions deleted.

(20) 907.2.4 is amended as follows:

**907.2.4- Group F-** A manual alarm system shall be installed in accordance with NFPA 72 in all use Group F occupancies. Exceptions deleted.

(21) 907.2.7 is amended as follows:

**907.2.7- Group M-** A manual alarm system shall be installed in accordance with NFPA 72 in all use Group M occupancies. Exceptions deleted.

(22) 907.4.1 is amended as follows:

**907.4.1- Location-** Exceptions deleted.

(23) 1003.8 is amended to add:

**1003.8- Egress Signage-** Numbered, lettered, or color-coded doorways and corridors in occupancy use Group A, Group H, Group I, Group R-1, R-2, R-4 and all covered malls and row of stores shall be required with the location determined by the AHJ.

- 24)       **Section 104.10.** Add the following, "Debris remaining at the scene of a fire after the site has been released by the fire department shall constitute a nuisance as defined herein. The property owner shall be notified of said nuisance in writing and, if not rectified to the standards set down by the fire inspectors, the debris shall be removed by the Fire District or its duly authorized agent and any costs shall be paid by the property owner with non-payment subjecting the property to a lien against the property."

- C.       **THE 2021 INTERNATIONAL EXISTING BUILDING CODE.** The International Code Council (ICC) International Existing Building Code, 2021 edition, together with any supplements and appendices or amendments thereto, as published by the ICC, is hereby adopted in its entirety by reference as the existing building code for the Village as though fully set forth herein. A copy of this code shall remain on file at the office of the Village Clerk and Village Building Official for public review and inspection.

**AMENDMENTS.** The following sections of the ICC International Existing Building Code, 2021 edition, are revised as follows:

**Section 101.1.** Insert, for name of jurisdiction, "Village of Winnebago, Illinois."

- D.       **THE 2021 INTERNATIONAL PROPERTY MAINTENANCE CODE.** The International Code Council (ICC) International Property Maintenance Code, 2021 edition, together with any supplements and appendices or amendments thereto, as published by the ICC, is adopted in its entirety by reference as the property

maintenance code for the Village as though fully set forth herein. A copy of said code will remain on file at the office of the Village Clerk and Village Building Official for public review and inspection.

**AMENDMENTS.** The following sections of the ICC International Property Maintenance Code, 2021 edition, are hereby revised as follows:

1. In **Section 101.1**, insert for name of jurisdiction: "Village of Winnebago, Illinois."
2. In **Section 304.14**, Insect screens, insert for dates: "April 1 to October 1."
3. In **Section 602.3**, Heat supply, insert for dates: "October 1 to April 1."
4. In **Section 602.4**, Occupiable workspaces, insert for dates: "October 1 to April 1."

- E. **THE 2021 INTERNATIONAL MECHANICAL CODE.** The International Code Council (ICC) International Mechanical Code, 2021 edition, together with any supplements and appendices or amendments thereto, as published by the ICC, is adopted in its entirety by reference as the mechanical code for the Village as though fully set forth herein. A copy of this code shall remain on file at the office of the Village Clerk and Village Building Official for public review and inspection.

**AMENDMENTS.** The following sections of the ICC International Mechanical Code, 2021 edition, are hereby revised as follows:

1. **Section 101.1.** Insert for name of jurisdiction, "Village of Winnebago, Illinois".
2. **Section 109.6** Replace "The code official is authorized to establish a refund policy" with "The code official, with the approval of the Village of Winnebago Board of Trustees, is authorized to establish a refund policy with guidelines as hereinafter listed. For fee refunds in the case where no work has been done under an issued permit, or where the permit is withdrawn or canceled before any plan review effort has been expended, no more than 90 percent (90%) of the permit fee shall be refunded."
4. **Section 115.4.**
  - a. Insert "Petty offense" for the name of the specific offense;

- b. Insert "punishable by a fine of not more than \$750 for each offense, and each day that said offense occurs or continues to occur" for the amount; and
- c. Insert "zero" for the number of days of imprisonment.

F. **THE 2021 INTERNATIONAL ENERGY CONSERVATION CODE.** The International Code Council (ICC) International Energy Conservation Code, 2021 edition, together with any supplements and any appendices or amendments thereto, as published by the ICC, is adopted in its entirety by reference as the energy conservation code for the Village as though fully set forth herein. A copy of said code shall remain on file at the office of the Village Clerk and Village Building Official for public review and inspection.

**AMENDMENTS.** The following sections of the ICC International Energy Conservation Code, 2021 edition, are revised as follows:

**Section R101.1.** Insert, for name of of jurisdiction: "Village of Winnebago, Illinois."

G. **THE 2021 INTERNATIONAL RESIDENTIAL CODE (FOR ONE-AND-TWO FAMILY DWELLINGS).** The International Code Council (ICC) International Residential Code (for One-and Two-Family Dwellings), 2021 edition, copies of which are on file in the office of the Village Clerk and Village Building Official for public review and inspection, is hereby adopted as the residential dwelling code for the Village for the control of buildings and structures and manufactured housing and mobile homes, as provided in said code, and each and all of the regulations, provisions, penalties, conditions and terms of the ICC International Residential Dwelling Code for One- and Two-Family Dwellings, 2021 edition, are hereby adopted and made part of this ordinance as though fully set forth in this article with the following modifications being made:

**AMENDMENTS.** The following sections of the ICC International Residential Code, 2021 edition, are revised as follows:

1. **Section R101.1.** Insert, for name of jurisdiction, "Village of Winnebago, Illinois."
2. **Climatic and Geographic Design Criteria.** The following information is applicable to table R301.2 of the ICC Residential Code for One-and Two-Family Dwellings, 2021 edition:

Ground snow load	30 lbs.
Wind speed	115 mph
Seismic design category	C
Subject to damage from	
Weathering	Severe
Frost line depth	42 inches

Termite	Moderate to heavy
Decay	Slight to moderate
Winter design temperature	Minus 5 degrees Fahrenheit
Ice shield underlayment required	Yes
Flood hazard	Refer to UDO Article 10
Air freezing index	2000
Mean annual temperature	47 degrees Fahrenheit

3. **Maximum Assembly U-Factors and Fenestration Requirements.** For purposes of energy conservation and efficiency and minimum insulation purposes, the Village shall be considered and be in climate zone 14; provided, however, that the minimum insulation R-value for walls shall be R-13 and the R-value for ceilings shall be R-38. This requirement shall be made part of table N1102.1.2 of the 2021 ICC International Energy Conservation Code.

H. **THE 2021 INTERNATIONAL FUEL GAS CODE.** The International Code Council (ICC) Fuel Gas Code, 2021 edition, together with any supplements and any appendices or amendments thereto, as published by the ICC, is adopted in its entirety by reference as the fuel gas code for the Village as though fully set forth herein. A copy of said code shall remain on file at the office of the Village Clerk and Village Building Official for public review and inspection.

**AMENDMENTS.** The following sections of the ICC International Fuel Gas Code, 2021 edition, are revised as follows:

1. **Section 101.1.** Insert, for name of jurisdiction, "Village of Winnebago, Illinois."
2. **Section 109.2. Schedule of Permit Fees.** Insert, "The permit and inspection fees shall be as established and published by the Winnebago Village Board from time to time and made available to the public."
3. **Section 109.6. Refunds.** Replace "The code official is authorized to establish a refund policy" with "The code official, with the approval of the Village of Winnebago Board of Trustees, is authorized to establish a refund policy with guidelines as hereinafter listed. For fee refunds in the case where no work has been done under an issued permit, or where the permit is withdrawn or canceled before any plan review effort has been expended, no more than 90 percent (90%) of the permit fee shall be refunded."

4. **Section 115.4. Violation penalties.**

- a. Insert "petty offense" for the name of the specific offense.
- b. Insert "punishable by a fine of not more than \$750 for each offense and each day that said offense occurs or continues to occur" for the amount.
- c. Insert "zero" for the number of days of imprisonment.

- I. **2021 INTERNATIONAL PERFORMANCE CODE FOR BUILDINGS AND FACILITIES.** The International Code Council (ICC) International Performance Code for Buildings and Facilities, 2021 edition, together with any supplements and appendices or amendments thereto, as published by the ICC, is hereby adopted in its entirety by reference as the performance code for buildings and facilities for the Village as though fully set forth herein. A copy of this code shall remain on file at the office of the Village Clerk and Village Building Official for public review and inspection.

**AMENDMENTS.** The following sections of the ICC International Performance Code for Buildings and Facilities, 2021 edition, are revised as follows:

**Section 101.1.** Insert, for name of jurisdiction, "Village of Winnebago, Illinois."

- J. **2021 INTERNATIONAL SWIMMING POOL AND SPA CODE.** The International Code Council (ICC) International Swimming Pool and Spa Code, 2021 edition, together with any supplements and appendices or amendments thereto, as published by the ICC, is hereby adopted in its entirety by reference as the swimming pool and spa code for the Village as though fully set forth herein. A copy of this code shall remain on file at the office of the Village Clerk and Village Building Official for public review and inspection.

**AMENDMENTS.** The following sections of the ICC International Swimming Pool and Spa Code, 2021 edition, are revised as follows:

**Section 101.1.** Insert, for name of jurisdiction, "Village of Winnebago, Illinois."

- K. **2021 INTERNATIONAL GREEN CONSTRUCTION CODE**  
The International Code Council (ICC) International Green Construction Code, 2021 edition, together with any supplements and appendices or amendments thereto, as published by the ICC, is hereby adopted in its entirety by reference as the green construction code for the Village as though fully set forth herein. A copy of this code shall remain on file at the office of the Village Clerk and Village Building Official for public review and inspection.

**AMENDMENTS.** The following sections of the ICC International Green Construction Code, 2021 edition, are revised as follows:

**Section 101.1.** Insert, for name of jurisdiction, "Village of Winnebago, Illinois."

- L. **THE 2014 EDITION OF THE ILLINOIS PLUMBING CODE.** The Illinois Plumbing Code, 2014 Edition, together with any supplements and any amendments thereto, as published by the State of Illinois, is hereby adopted in its entirety by reference as the plumbing code for the Villas as though full set forth herein. A copy of this code shall remain on file of the office of the Village Clerk and Village Building Official for public review and inspection.
- M. **THE 2020 EDITION OF THE NATIONAL ELECTRICAL CODE.** The National Electrical Code, 2020 edition, including Annex H, together with any supplements and appendices or amendments thereto, as published by the National Fire Protection Association, Inc., is adopted in its entirety by reference as the Electrical Code for the Village as though fully set forth herein. A copy of this code shall remain on file at the office of the Village Clerk and Village Building Official for public review and inspection.

**AMENDMENTS.** The following amendments are made to the published form of the National Electric Code, 2020 Edition:

**Annex H Administration and Enforcement**

1. **Article 80.2** shall be amended as follows:  
**Section 80.2 Definitions.** Add the following:

**ELECTRICAL CONTRACTOR.** Whenever the term "electrical contractor" is used it shall mean any person, firm, or corporation undertaking the execution of electrical work or engaged in the business of installing or altering by contract electrical equipment for utilization of electricity, supplied for light, heat, or power, not including radio apparatus or equipment for wireless reception of sounds and signals, not including apparatus, conductors and other equipment installed for or by public utilities, including common carriers, which are under the jurisdiction of the Illinois Commerce Commission for use in their operation as public utilities; the term "Electrical Contractor" does not include employees employed by such contractor to do or supervise such work, nor does it include homeowners who do their own work in their own home.

**ELECTRICAL EQUIPMENT.** Whenever the term "electrical equipment" is used, it shall mean conductors and equipment installed for the utilization of electricity supplied for light, heat, or power, but does not include radio apparatus or equipment for the wireless reception of sounds and signals, and does not include apparatus, conductors, and other equipment installed for or by public utilities, including common carriers which are under the jurisdiction of the Illinois Commerce Commission, for use in their operation as public utilities.

2. **Article 80.19 (A) (2)** shall be deleted and replaced as follows:  
**80.19 Permits and Approvals. (A) Application. (2)** The permit holder shall post the permit or a legible copy of the permit on the job site in a

conspicuous place at all times, visible from the street, until the final inspection has been made and approved. The building official is authorized to impose a re-inspection fee when the permit is not posted.

3. **Article 80.19 (C) (4)** shall be added as follows:  
**80.19 Permits and Approvals. (C) Issuance of permits. (4)** Electrical wiring, devices, appliances, apparatus or equipment operating at less than 25 volts and not capable of supplying more than 50 watts of energy, unless the wiring is integral with a lighting or power distribution system, fire alarms or temperature control systems involving fan shut down relays, smoke controls systems or duct smoke detectors.
4. **Article 80.19 (C) (5)** shall be added as follows:  
**80.19 Permits and Approvals. (C) Issuance of permits. (5)** Installation of telephone, CAT5 or other network wiring, or CATV wiring.
5. **Article 80.19 (D)** shall be deleted.  
**80.19 Permits and Approvals. (D) Annual permits. Deleted.**
6. **Article 80.19 (E) (1)** shall be added as follows:  
**80.19 Permits and Approvals. (E) Fees. (1)** Work commencing before permit issuance. When a permit is required by this code, and work is started or proceeded with, prior to obtaining said permit, the fees established via Village ordinances or codes shall be doubled and not less than \$250.00. This penalty may be waived by the building official if the person in violation has not obtained a permit in the last year and is the owner of the property. For the second offense within a twelve (12) month period, starting or proceeding with the work prior to obtaining a permit, the fees established via Village ordinances or codes shall be doubled and not less than \$500.00 plus an additional fee of \$500.00 shall be paid for each day work continued without said permit. For the third such instance within a twelve (12) month period, the fees established via Village ordinances or codes shall be tripled and not less than \$750.00 plus an additional fee of \$750.00 shall be paid for each day work continued without said permit. For the fourth such instance within a twelve (12) month period, the offender shall be prosecuted by the Village of Winnebago Prosecutor, as permitted by state law. The payment of such fees shall not relieve any person from complying with the requirement of this code and the execution of the work, nor from any penalties prescribed herein.
7. **Article 80.19 (F) (3)** shall be deleted and replaced as follows:  
**80.19 Permits and Approvals. (F) Inspections and Approvals. (3)** When any portion of the electrical installation within the jurisdiction of an Electrical Inspector is to be hidden from view by the permanent placement of parts of the building, the person, firm or corporation installing the

equipment shall notify the Electrical Inspector, and the equipment shall not be concealed until it has been approved by the Electrical Inspector.

8. **Article 80.19 (F) (5)** shall be amended as follows:  
**80.19 Permits and Approvals. (F) Inspections and Approvals.** (5) If, upon inspection, any installation is found not to be fully in conformity with the provisions of Article 80, and all applicable ordinances, rules, and regulations, the Inspector making the inspection shall at once make a written notice stating the defects that have been found to exist. The list will be posted on the jobsite. Where any work or installation does not pass an initial test or inspection, the necessary correction shall be made so as to achieve compliance with this code. The contractor shall then request that the work or installation be re-inspected or retested. The permit holder will be subject to a re-inspection fee according to the ordinances of the Village of Winnebago, for the first, and each additional, re-inspection or test performed.
9. **Article 80.21 (B) (1)** shall be amended as follows:  
**(B) Responsibility of the Applicant.** (1) The construction documents include all of the electrical requirements, including a completed “Available Short-Circuit Current” form. Plans and specifications in sufficient detail shall be filed with the Building Official showing the location and capacity of all lighting facilities, electrically operated equipment and electrical circuits required for all service equipment of the building or structure. Whenever an electrical contractor will be the installer of electric heat in a room or in a building, and said heat is to be the principal source of heat for that room or building, the plans and heat loss (80% differential) shall be submitted to the Village Building Official before proceeding with the installation.
10. **Article 80.21 (B) (3)** shall be added as follows:  
**(B) Responsibility of the Applicant.** (3) Available Short Circuit Current Form. An available short circuit current form will be required stating what the available short circuit current is at the transformer secondary, at the main disconnect line side, and at all sub-panels. The form shall be filled out and on file with the Village of Winnebago Main Office before an inspection will be performed for an electrical service for commercial, industrial, and, in some cases, residential buildings.
11. **Article 80.23 (B) (3)** shall be deleted.  
**80.23 Notice of Violations, Penalties. (B) Penalties.** (3) (Deleted)
12. **Article 80.25 (C)** shall be deleted.  
**80.25 Connection to Electrical Supply. (C) Notification.** (Deleted)

13. **Article 80.27 (A)** shall be deleted and replaced as follows:  
**80.27 Inspector's Qualifications. (A) Certificate.** All electrical inspectors shall be certified by a nationally recognized inspector certification program accepted by the Board. The certification program shall specifically qualify the inspector in electrical inspections. If a person is employed or contracted as an Electrical Inspector by the Village of Winnebago and does not have a certification, that person will have one year to acquire the certification.
14. **Article 80.27 (B) (3)** shall be amended as follows:  
**80.27 Inspector's Qualifications. (B) Experience. (3)** Be well versed in the statutes of Illinois relating to electrical work and the National Electrical Code, as approved by the American National Standards Institute
15. **Article 80.27 (B) (4)** shall be amended as follows:  
**80.27 Inspector's Qualifications. (B) Experience. (4)** Have had at least 2 years' experience as an Electrical Inspector or 5 years in the installation of electrical equipment. In lieu of such experience, the applicant shall be a graduate in electrical engineering or of a similar curriculum of a college or university considered by the Board as having suitable requirements for graduation and shall have had two years of practical electrical experience.
16. **Article 80.29** shall be amended as follows:  
**80.29 Liability for Damages.** Article 80 shall not be construed to affect the responsibility or liability of any party owning, designing, operating, controlling, or installing any electrical equipment for damages to persons or property caused by a defect therein, nor shall the Village of Winnebago or any of its employees be held as assuming any such liability by reason of the inspection, re-inspection, or other examination authorized.
17. **Article 80.35** shall be amended as follows:  
**80.35 Effective Date.** Article 80 shall take effect immediately after its passage and publication.
18. **Article 210.8 (A) (5)** Exception shall be deleted in part and replaced as follows:  
  
Exception No. 1 to (5): A receptacle supplying only a permanently installed fire alarm or burglar alarm system shall not be required to have ground-fault circuit-interrupter protection.  
Exception No. 2 to (5): A single outlet for a sump pump, sewer ejector, or power-vent may be installed without ground-fault circuit-interrupter protection where an accessible ground-fault circuit-interrupter protected receptacle is located within (900 mm) 3 feet of the unprotected receptacle.
19. **Article 210.8 (F)** Exception shall be added as follows:

**210.8(F) Exception to be added as follows:**

Exception 1: Ground-fault circuit-interrupter protection shall not be required on lighting outlets other than those covered in 210.8(C).

Exception 2: GFCI protection shall not be required for listed HVAC equipment. This exception shall expire September 1, 2026.

20. **Article 210.19 (A) (5)** shall be added as follows:

**210.19 Conductors—Minimum Ampacity and Size. (A) Branch Circuits Not More Than 600 Volts.**

**(5) Microwave Circuits.** The wiring used to supply power to a permanently installed microwave oven shall consist of a dedicated circuit installed with 12 AWG or larger conductors.

21. **Article 210.52 (C) (2)** shall be deleted and replaced as follows:

**210.52 (C) Countertops and Work Surfaces. (2) Island and Peninsular Countertops and Work Surfaces.**

Receptacle outlets, if installed to serve an island or peninsular countertop or work surface, shall be installed in accordance with 210.52(C) (3). If a receptacle outlet is not provided to serve an island or peninsular countertop or work surface, provisions shall be provided at the island or peninsula for future addition of a receptacle outlet to serve the island or peninsular countertop or work surface.

22. **Article 210.52 (C) (3)** shall be deleted and replaced as follows:

**210.52 (C) Countertops and Work Surfaces. (3) Receptacle Outlet Location.** Receptacle outlets shall be located in one or more of the following:

(1) On or above, but not more than 500 mm (20 in.) above, a countertop or work surface

(2) In a countertop using receptacle outlet assemblies listed for use in countertops

(3) In a work surface using receptacle outlet assemblies listed for use in work surfaces or listed for use in countertops

Receptacle outlets rendered not readily accessible by appliances fastened in place, appliance garages, sinks or rangetops as covered in 210.52 (C)

(1), Exception, or appliances occupying assigned spaces shall not be considered as these required outlets.

23. **Article 210.70** shall be amended as follows:

**210.70 Lighting Outlets Required.** Lighting outlets shall be installed and controlled as specified in 210.70 (A), (B) and (C). The switch or wall-mounted control device shall not rely exclusively on a battery unless a

means is provided for automatically energizing the lighting outlets upon battery failure.

24. **Article 210.70 (A)** shall be amended as follows:  
**210.70(A) Dwelling units.** In dwelling units, lighting outlets shall not be fed from the load side of a GFI device unless specifically called for in this Code, and shall be installed in accordance with 210.70(A)(1), (A)(2), and (A)(3).
25. **Article 210.70(A) (1)** shall be amended as follows:  
**210.70 Lighting Outlets Required. (A) Dwelling Units. (1) Habitable rooms.** At least one lighting outlet controlled by a listed wall-mounted control device shall be installed in every habitable room, kitchen, and bathroom. The wall-mounted control device shall be located near an entrance to the room. Unless 210.70(A)(1) Exception No. 1 is applied, provision shall be made in the wiring of a ceiling box in all habitable rooms where a ceiling fan could possibly be mounted (excluding dining rooms) for a luminaire to operate independently from a fan.
26. **Article 230.11** shall be added as follows:  
**230.11 Service Installation and/or Modifications.** When any part of service entrance equipment, a branch circuit panel, or a service conductor is installed, replaced, modified, or required to be repaired, the service in its entirety must be installed to comply with the current codes as adopted by the Village of Winnebago. The main branch circuit panel shall be at least 16 spaces.  
  
**Exception:** Replacement or addition of a branch-circuit overcurrent protective device.
27. **Article 230.43** shall be deleted and replaced as follows:  
**230.43 Wiring Methods for 1000 Volts, Nominal, or Less.** Service-entrance conductors and service laterals overhead shall be installed in accordance with the applicable requirements of this *Code* covering the type of wiring method used and shall be limited to rigid metal conduit (RMC) or intermediate metal conduit (IMC). Electrical metallic tubing (EMT) may only be used inside a building or structure.
28. **Article 230.67** shall be deleted in its entirety.
29. **Article 230.70 (A) (1)** shall be deleted and replaced as follows:  
**230.70 General. (A) Location. (1) Readily Accessible Location.** The service disconnecting means shall be installed at a readily accessible location, either outside of a building or structure, or inside within 5 feet of the point of entrance of the service conductors.

30. **Article 230.85** shall be amended as follows:  
**230.85 Emergency Disconnects.** For one- and two-family dwelling units, all service conductors may terminate in disconnecting means having a short-circuit current rating equal to or greater than the available fault current, installed in a readily accessible outdoor location. If more than one disconnect is provided, they shall be grouped. Each disconnect shall be one of the following:
- (1) Service disconnects marked as follows:  
EMERGENCY DISCONNECT,  
SERVICE DISCONNECT
  - (2) Meter disconnects installed per 230.82(3) and marked as follows:  
EMERGENCY DISCONNECT,  
METER DISCONNECT,  
NOT SERVICE EQUIPMENT
  - (3) Other listed disconnect switches or circuit breakers on the supply side of each service disconnect that are suitable for use as service equipment and marked as follows:  
EMERGENCY DISCONNECT,  
NOT SERVICE EQUIPMENT.
- Markings shall comply with 110.21 (B).
31. **Article 250.52 (A)** shall be amended as follows:  
**250.52 (A) Electrodes Permitted for Grounding.** A concrete-encased electrode that complies with 250.52 (A) (3) will be required in all new construction and be clearly marked for identification as the concrete-encased electrode by painting or tagging. All grounding electrode conductor(s) must be terminated at enclosure of the first main disconnect, unspliced or irreversibly spliced between the first grounding electrode and enclosure. One of the following electrodes described in (1) through (2) and (4) through (8) shall be required as a supplemental grounding method.
32. **Article 250.53 Grounding Electrode System Installation. (A)(2)(4) and (A)(2)(5)** shall be deleted.
33. **Article 250.53 Grounding Electrode System Installation. Exception to (A)(2)** shall be deleted.
34. **Article 300.1(D)** shall be added as follows:  
**300.1 Scope. (D) Mixed Use and Occupancy Buildings.** The entire mixed use and occupancy building shall be wired by the most restrictive code.
35. **Article 300.5 (D) (3)** shall be deleted and replaced as follows:

**300.5 Underground Installations. (D) Protection from Damage (3)**

**Service Conductors.** Underground service conductors shall be installed in galvanized or stainless steel rigid metal conduit (RMC) or intermediate metal conduit (IMC). Underground service conductors that are not subject to physical damage may be installed in Schedule 80 rigid electrical nonmetallic conduit (PVC), protected by galvanized or stainless steel rigid conduit (RMC) or intermediate metal conduit (IMC) to a minimum of 450 mm (18 inches) below grade. No exposed nonmetallic conduit shall be allowed. Underground service conductors that are not encased in concrete and that are buried 450 mm (18 inches) or more below grade shall have their location identified by a warning ribbon that is placed in the trench at least 300 mm (12 inches) above the underground installation.

36. **Article 300.5 (L)** shall be added as follows:  
**300.5 Underground Installations. (L) Different Systems in Common Trench.** When an electrical system over 50V shares a trench with another system, a distance of 12" from the other system must be maintained either horizontally or vertically. If the system sharing the trench is gas piping, the gas system must be below the electrical system.
37. **Article 300.11(A) (1)** shall be added as follows:  
**300.11 Securing and Supporting. (A) Secured in Place. (1) Tie Wire.** Tie wire shall not be allowed as a sole means of supporting or securing conduit or cable in above ground applications.
38. **Article 300.13(C)** shall be added as follows:  
**300.13 Mechanical and Electrical Continuity--Conductors. (C) Multiple Conductors.** A device designed to be used for switching, or as a receptacle, may not be used to provide electrical continuity to any circuit conductor.
39. **Article 300.13(D)** shall be added as follows:  
**300.13 Mechanical and Electrical Continuity-Conductors. (D) Push-Type Clamping Devices.**  
No push-type or clamp-type connections for splices or for terminating to devices will be allowed unless the wire connection is secured with a screw or crimping tool.  
Exception 1: Disconnecting means for ballasts.  
Exception 2: Factory installed terminations in luminaires.
40. **Article 310.3 (A)** shall be deleted and replaced as follows:  
**310.3 Conductors. (A) Minimum Size of Conductors.** The minimum size of conductors for voltage ratings up to and including 2000 volts shall be 14 AWG copper or 4 AWG aluminum or copper clad aluminum.
41. **Article 310.3 (B)** shall be deleted and replaced as follows:

**310.3 Conductors. (B) Conductor Material.** Conductors in this article shall be aluminum, copper-clad aluminum, or copper unless otherwise specified. Aluminum and copper-clad aluminum conductors shall be prohibited to be installed in sizes smaller than 4 AWG. Stranded aluminum conductors 4 AWG through 1000 kcmil marked as Type RHH, RHW, XHHW, THW, THHW, THWN, THHN, service-entrance Type SE Style U and SE Style R shall be made of an AA-8000 series electrical grade aluminum alloy conductor material.

42. **Article 314.27 (A) (2)** shall be deleted and replaced as follows:  
**314.27 Outlet Boxes. (A) Boxes at Luminaire or Lampholder Outlets. (2) Ceiling Outlets.** At every outlet used exclusively for lighting, the box shall be designed or installed so that a luminaire or lampholder may be attached. Boxes shall be required to support a luminaire weighing a minimum of 23 kg (50lb). A luminaire that weighs more than 23 kg (50lb) shall be supported independently of the outlet box, unless the outlet box is listed and marked on the interior of the box to indicate a maximum weight the box shall be permitted to support that would accommodate the weight of the fixture. In all habitable rooms with a ceiling fixture (other than recessed fixtures) in a location acceptable for a ceiling-suspended (paddle) fan in one- and two-family or multi-family dwellings, a box rated for ceiling fan support shall be installed.
43. **Article 334.10 including (1) through (5)** shall be deleted and replaced as follows:  
**334.10 Uses Permitted.** Type NM, Type NMC, and Type NMS cables shall be permitted to be used only in the following: R-2, R-3, and R-4 structures (as defined by the International Building Code) not exceeding three floors above grade, except as prohibited in 334.12.
44. **Article 334.15(D)** shall be added as follows:  
**334.15 Exposed Work. (D) All Unfinished Areas.** Any exposed cable 7 feet (213 cm) or closer to the floor must be protected with a durable building material or sleeved in an approved manner.
45. **Article 334.40 (B)** shall be deleted in part:  
**334.40 Boxes and Fittings. (B) Devices of Insulating Material.** Delete “and for repair wiring in existing buildings where the cable is concealed.”
46. **338.10 Uses Permitted. (A) Service-Entrance Conductors.** Deleted in its entirety.
47. **338.12 (A) (4)** shall be added as follows:  
**338.12 Uses Not Permitted. (A) Service-Entrance Cable.**

- (4) In any building except in R-2, R-3, and R-4 structures (as defined by the International Building Code) not exceeding three floors above grade.
48. **Article 406.9 (C)** shall be deleted and replaced as follows:  
**406.9 (C) Bathtub and Shower Space.** Receptacles shall not be installed within or directly over a bathtub or shower stall.
49. **Article 408.54** shall be amended as follows:  
**Article 408.54 Maximum Number of Overcurrent Devices.** A panelboard shall be provided with physical means to prevent the installation of more overcurrent devices than that number for which the panelboard was designed, rated, and listed. Newly installed panelboards shall not have more than 80% of the capacity for new circuits utilized.
50. **Article 410.36(B)** shall be amended as follows:  
**410.36 Means of Support. (B) Suspended Ceilings.** Framing members of suspended ceiling systems used to support luminaires shall be securely fastened to each other and shall be securely attached to the building structure at appropriate intervals. Luminaires smaller than 610 mm by 610 mm (24 inches by 24 inches) shall be securely fastened to the ceiling framing member by mechanical means such as bolts, screws, or rivets. Listed clips identified for the use with the type of ceiling framing member(s) and luminaire(s) shall also be permitted. Luminaires nominal size 610 mm by 610 mm (24 inches by 24 inches) or larger shall be supported independently of the ceiling grid by at least two wires on opposite corners of the fixture. The same size (or larger) wire used to support the ceiling system shall be used to support the fixture, but in no case shall the wire size be smaller than 12 AWG steel.
51. **Article 690.13 (E)** shall be deleted and replaced as follows:  
**690.13 Photovoltaic System Disconnecting Means. (E) Type of Disconnect.** The PV system disconnecting means shall simultaneously disconnect the PV system conductors that are not solidly grounded from all conductors of other wiring systems. The PV system disconnecting means or its remote operating device or the enclosure providing access to the disconnecting means shall be capable of being locked in accordance with **110.25**. The PV system disconnecting means shall be one of the following rated for 60 amperes or more:
- (1) A manually operable switch or circuit breaker
  - (2) A load-break-rated pull-out switch with the required interrupting rating
  - (3) A power-operated or remote-controlled switch or circuit breaker that is manually operable locally and opens automatically when control power is interrupted

(4) and (5) deleted.

52. **690.31 Wiring Methods (A)** shall be deleted and replaced as follows:  
690.31 (A) Wiring Systems. Only metal raceway methods of RMC, IMC, or EMT (and FMC in dry locations not subject to physical damage) shall be permitted. Wiring systems and fittings specifically listed for use in PV arrays, and wiring as part of a listed system shall be permitted within the array area. Where wiring devices with integral enclosures are used, sufficient length of cable shall be provided to facilitate replacement.

Exception: PVC shall be allowed for underground installations.

53. **Article 705.11 (D)** shall amended as follows:  
**705.11 Supply-Side Source Connections. (D) Connections.** The connection of power source output circuit conductors to the service conductors shall be made using listed connectors as described in **110.14** and comply with all enclosure fill requirements. Any modifications to existing equipment shall be made in accordance with the manufacturer's instructions or the modification must be evaluated for the application and have a field label applied. For meter socket enclosures or other equipment under the exclusive control of the electric utility, only connections approved by the electric utility shall be permitted. No more than one tap per conductor shall be allowed.

54. **Article 705.20 (1)** shall be deleted and replaced as follows: **705.20 Disconnecting Means, Source.** Means shall be provided to disconnect power source output circuit conductors of electric power production equipment from conductors of other systems.

The disconnecting means shall comply with the following:

(1) Be one of the following types rated for 60 amperes or more:

- (a) A manually operable switch or circuit breaker
- (b) A load-break-rated pull-out switch with the required interrupting rating
- (c) A power-operated or remote-controlled switch or circuit breaker that is manually operable locally and opens automatically when control power is interrupted

55. **705.25 Wiring Methods (A) General.** shall be deleted and replaced as follows:  
**705.25(A) General.** Only metal raceway methods of RMC, IMC, EMT (and FMC in dry locations not subject to physical damage) shall be permitted. Wiring systems and fittings specifically listed, intended and identified for use with power production systems shall be permitted within

the array area. Where wiring devices with integral enclosures are used, sufficient length of cable shall be provided to facilitate replacement.

Exception: PVC shall be allowed for underground installations.

- N. **THE 2021 NATIONAL FIRE PROTECTION ASSOCIATION (NFPA) LIFE SAFETY CODE.** The National Fire Protection District Life Safety Code, 2021 edition, together with any supplements and any appendices or amendments thereto, as published by the NFPA, is adopted in its entirety by reference as the life safety code for the Village as though fully set forth herein. A copy of said code shall remain on file at the office of the Village Clerk, Village Building Official and Win-Bur-Sew Fire Chief for public review and inspection.

**AMENDMENTS.** None

## **SECTION 2**

**NON-COMPLIANCE.** A person who shall violate a provision of this ordinance or fails to comply therewith or with any of the requirements thereof, or who shall erect, construct, add to or alter, or demolish, or has erected, constructed, added to or altered, or demolished a building or structure or portion thereof, in violation of a detailed statement or plan submitted and approved thereunder, or of a permit or certificate issued thereunder, shall be guilty of a misdemeanor.

Also the owner of a building or structure, or portion thereof, or of the premises where anything in violation of this code shall be placed or shall exist, and an architect, engineer, builder, contractor, agent, person or corporation employed in connection therewith and who assisted in the commission of such violation shall also be guilty of a misdemeanor. Each such person shall be deemed guilty of a separate offense for each and every day or portion thereof during which any violation of any provisions of this code is committed or continued and upon conviction of such violation each such person shall be fined not less than \$200.00 nor more than \$750.00 for each offense.

**ABATEMENT.** The imposition of the penalties herein prescribed shall not preclude the Village Attorney from instituting an appropriate action or proceeding to prevent an unlawful

erection, construction, reconstruction, addition, alteration, conversion, removal, demolition, maintenance or use, or to restrain, correct, or abate a violation, or to prevent the occupancy of a building or structure or portion thereof, or of the premises, or to prevent an illegal act, conduct, business or use in or about any premises.

### **SECTION 3**

**MINIMUM REQUIREMENTS.** The provisions of this ordinance shall be held to be minimum requirements adopted for the promotion of the public health, morals, safety and general welfare. Whenever the requirements of any lawfully adopted rules, regulations, or ordinance are at variance with the requirements of this ordinance, the most restrictive or that imposing the higher standards shall control.

### **SECTION 4**

**SAVINGS CLAUSE.** Nothing in this ordinance or in the building codes hereby adopted shall be construed to affect any suit or proceeding now pending in any court, or any rights acquired or liability incurred, nor any cause or causes of action accrued or existing, nor shall any right or remedy of any character be lost, impaired or affected by this ordinance.

### **SECTION 5**

The invalidity of any section or provision of this ordinance or of the building codes hereby adopted shall not invalidate other sections or provisions of this ordinance, and, to this end, the provisions of this ordinance are declared to be severable.

### **SECTION 6**

With the passage of the instant ordinance, Ordinance No. 2018-09 and Ordinance No. 2022-01 shall and hereby are revoked, replaced, and superseded by the instant ordinance, with the instant ordinance to apply as of the effective date of this ordinance. Further, any provisions

in any other ordinance, beyond those mentioned above, in conflict with the provisions of the instant ordinance, including, but not necessarily limited to, those contained in Ordinance 400 adopted on June 6, 1972, shall be revoked, and superseded by the provisions of the instant ordinance, but the ordinance in which those conflicting provisions are contained shall otherwise remain in full force and effect.

**SECTION 7**

This ordinance shall take effect ten (10) days after its publication in pamphlet form of three copies of such ordinance at the Village of Winnebago, Illinois, Office.

**PASSED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2024

**APPROVED BY:**

\_\_\_\_\_  
Franklin J. Eubank, Jr., President of the Board  
of Trustees of the Village of Winnebago

**ATTEST:**

\_\_\_\_\_  
Sally Jo Huggins, Village Clerk

**PASSED:** \_\_\_\_\_

**APPROVED:** \_\_\_\_\_

**PUBLISHED IN  
PAMPHLET FORM:** \_\_\_\_\_

**PREPARED BY:**

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