

ORDINANCE NO. 2011-07-062

**AN ORDINANCE
ADOPTING BUILDING AND FIRE SAFETY CODES
WITH ADDITIONS, DELETIONS AND MODIFICATIONS,
AND REPEALING CERTAIN SECTIONS OF THE CODE OF ORDINANCES,
CITY OF URBANA, ILLINOIS**

(Chapter Five of the Urbana Code of Ordinances - 2009 ICC Series)

WHEREAS, for the purpose of establishing rules and regulations to protect the public health, safety and welfare with respect to the construction, alteration, moving, removal, demolition, equipment, use, occupancy, and maintenance of buildings and structures, the City of Urbana desires to adopt and to keep current building and fire safety codes; and

WHEREAS, 65 ILCS 5/1-3-2 and 50 ILCS 220/2 both provide that where rules, regulations, and codes for the construction of buildings have been printed in book form, such rules, regulations, and codes, or portions thereof, may be adopted by reference; and

WHEREAS, the Urbana Building Safety Code Board of Appeals reviewed the 2009 International Code Series for adoption by Urbana at a meeting on June 7, 2011 and did recommend adoption of said codes by the City of Urbana; and

WHEREAS, the Urbana Property Maintenance Code Board of Appeals reviewed the 2009 International Property Maintenance Code for adoption by Urbana at a meeting on June 8, 2011 and did recommend adoption of said code by the City of Urbana, and

WHEREAS, three copies of the 2009 International Code Series, including the International Building Code, International Residential Code, International Property Maintenance Code, International Mechanical Code, International Plumbing Code and the International Fire Code containing the rules and regulations hereafter adopted have been filed in the Office of the

City Clerk for use and examination by the public for at least thirty (30) days prior to their adoption; and

WHEREAS, although three copies of such Codes have been filed with the City Clerk as recited above, this Ordinance adopting such Codes as hereinafter set forth, is adopted pursuant to the provisions regarding home rule of the Illinois Constitution of 1970 and is to be regarded as an exercise of the home rule powers of the City of Urbana.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF URBANA, ILLINOIS, as follows:

Section 1. All of Chapter 5 of the Urbana Code of Ordinances is hereby repealed upon this Ordinance taking effect.

Section 2. Nothing in this Ordinance or in the Building and Safety Codes herein adopted shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or a liability incurred, or any cause or causes of action acquired or existing under the Ordinance hereby repealed; nor shall any right or remedy of any character be lost, impaired, or affected by this Ordinance.

Section 3. That the attached Chapter 5 of the Urbana Code of Ordinances is hereby enacted, containing the following Articles:

Article I	General
Article II	Building Official
Article III	Building Code
Article IV	Residential Code for One- and Two-Family Dwellings
Article V	Reserved
Article VI	Electrical Code
Article VII	Plumbing Code
Article VIII	Mechanical Code
Article IX	Property Maintenance Code
Article X	Reserved
Article XI	Flood Hazard Areas
Article XII	Mobile Home Parks and Mobile Homes
Article XIII	Fire Prevention Code

Section 4. Should any section, paragraph, sentence, clause, phrase, or word of this Ordinance be declared invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any of the remaining words, phrases, clauses, sentences, paragraphs, or sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such invalid or unconstitutional word, phrase, clause, sentence, paragraph, or section.

Section 5. The City Clerk is directed to publish this Ordinance in pamphlet form by authority of the corporate authorities, and this Ordinance shall be in full force and effect as of midnight on the 15th day of August, 2011.

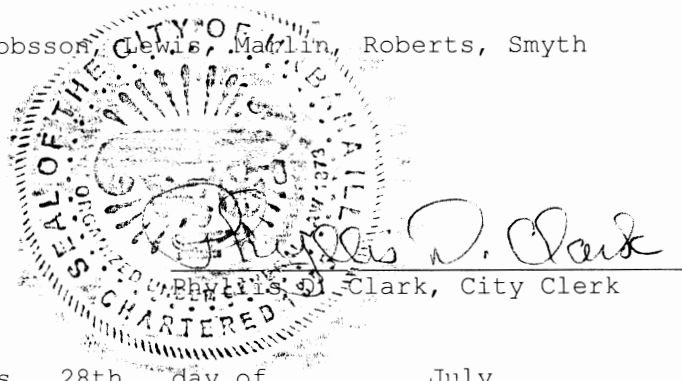
This Ordinance is hereby passed by the affirmative vote, the "ayes" and "nays" being called, of a majority of the members of the Council of the City of Urbana, Illinois, at a regular meeting of said Council.

PASSED by the City Council this 18th day of July, 2011.

AYES: Bowersox, Jakobsson, Lewis, Matlin, Roberts, Smyth

NAYS: Stevenson

ABSTAINS:



APPROVED by the Mayor this 28th day of July, 2011.

Laurel Lunt Prossing, Mayor

By: Charles A. Smyth, Mayor Pro-tem