

VILLAGE OF SUGAR GROVE

ORDINANCE NO. 2009-_____

AN ORDINANCE ADOPTING CERTAIN NATIONAL CODES

BE IT ORDAINED by the Board of Trustees of the Village of Sugar Grove, Kane County, Illinois as follows:

WHEREAS; the Village of Sugar Grove is not a home rule municipality within Article VII, Section 6A of the 1970 Constitution of the State of Illinois and therefore pursuant to those powers granted to it under Chapter 24, Paragraph 132 et. seq. of the Illinois Revised Statutes, and,

WHEREAS; the Board of Trustees finds that the best interest of the Village of Sugar Grove and the health and welfare of the residents of the Village are best served by regulating the construction, reconstruction and maintenance of buildings and structure with the Village,

NOW THEREFORE BE IT ORDAINED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, as follows:

SECTION ONE: That Section 9-1-1 of the Village Code shall be amended as follows:

Adoption: That a certain document entitled “The International Code Council Electrical Code, 2006 Edition” published by the International Code Council, 4051 West Flossmoor Road, Country Club Hills, Illinois, one copy of which is on file at the Building Division of the Community Development Department of the Village of Sugar Grove, is hereby adopted as the “Electrical Code” for the Village of Sugar Grove for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of electrical systems and equipment in the Village of Sugar Grove as provided; and each and all of the regulations, provisions, penalties, conditions and terms of said “International Code Council Electrical Code, 2006 Edition” are adopted and made a part hereof, as if fully set out in the Code with the additions, insertions, deletions and changes prescribed in this ordinance.

SECTION TWO: That the sections of said codes adopted herein are revised and amended as follows:

Amendments: 2006 International Code Council Electrical Code

1. Section 101.1 is hereby amended by inserting in the blank “the Village of Sugar Grove”
2. Section 301.2 is hereby amended by entirely deleting and replacing with “The Director of Community Development or their designee shall serve as the Code Official for the Village of Sugar Grove.”

3. Section 402.5 is hereby entirely deleted.
4. Section 403.2 is hereby amended by adding the following sentences: “Every permit shall expire and become invalid after a period of one year from the date of its issuance. Invalid and expired permits shall be subjected to additional plan review including new fees for such review as well as administrative fees for issuing said permit.”
5. Section 403.3 is hereby entirely deleted.
6. Section 404.2 is hereby amended by inserting in the blank “Fees shall be determined by resolution of the Village Board of the Village of Sugar Grove.”
7. Section 404.5 is hereby amended by entirely deleting and replacing with “The Code Official shall authorize the refunding of fees on a case by case basis.”
8. Section 502.2 is hereby amended by replacing “Reviewed for Code Compliance” with “APPROVED”
9. Section 702.1.1 and all subsections are hereby amended by entirely deleting and replacing with “The Code Official is authorized to conduct such inspections as are deemed necessary to determine compliance with the provisions of this code. Construction or work for which a permit is required shall be subject to inspection by the code official. The approval of a prefabricated construction assembly in modular housing and mobile structures having concealed electrical work, shall comply with applicable State of Illinois regulations. All other construction or work shall remain accessible and exposed for inspection purposes until approved. Approval as a result of an inspection shall not be construed to be an approval of a violation of the provisions of this code or of other ordinances of the jurisdiction. Inspections presuming to give authority to violate or cancel the provisions of this code or of other ordinances of the jurisdiction shall not be valid. It shall be the duty of the permit applicant to cause the work to remain accessible and exposed for inspection purposes. Neither the Code Official nor the jurisdiction shall be liable for expense entailed in the removal or replacement of any material required to allow inspection.”
10. Section 801 is hereby amended by adding the following subsection:
“**801.4 Electrical Service Attachments.** Electrical service attachments shall be installed in accordance with the requirements of the electrical utility company, subject to the approval of the Code Official.”
11. Section 801 is hereby amended by adding the following subsection:
“**801.5 Service Conductors in Yards.** Electrical services for single family homes shall be located on the side of the house closest to the electrical source. The service may only be located on the rear of the house if the garage is located on the side closest to the electrical source. All conductors running from the electrical source shall run parallel to the property line to a point 90 degrees from the electrical service. Conductors shall not run through any portion of the rear yard that would prevent the homeowner from constructing an addition or pool without having to relocate the electrical service conductors.”
12. Section 1003.1 is hereby amended by replacing “shall be subject to the penalties established by this jurisdiction.” with “shall be guilty of a petty offense, punishable by a fine of not more than

\$750.00 or by imprisonment not exceeding 180 days, or both such fine and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense.”

13. Section 1004.3 is hereby amended by replacing “shall be subject to penalties as prescribed by law” with “shall be liable for a fine of not less than \$100.00 or more than \$750.00.”
14. Section 1102.1 is hereby amended by entirely deleting and replacing with “The Board of Appeals shall consist of the Village Board of the Village of Sugar Grove.”
15. Sections 1102.2 through 1102.7 are hereby entirely deleted.
16. Section 1201.1.1 is hereby amended by replacing “NFPA 70” with “NFPA 70: National Electrical Code, 2005 Edition.”
17. Section 1202.2 is hereby amended by adding the following sentence: “Type NM, Type NMC, and Type NMS cable wiring methods shall be permitted to be used in one and two family dwellings only.”
18. Section 1202.5 is hereby amended by replacing “the International Building Code” with “the International Building Code or International Residential Code”
19. Section 1202 is hereby amended by adding the following subsection [amends NEC 110.12]:
“1202.17 Unused Wiring. All wiring, fittings and electrical materials not in use shall be removed.”
20. Section 1202 is hereby amended by adding the following subsection [amends NEC 210.8(B)]:
“1202.18 Ground-Fault Circuit-Interrupter Protection for Personnel in Other Than Dwelling Units. In addition to the locations required by 2005 National Electric Code, all 125-volt, single-phase, 15- and 20-ampere receptacles installed in the locations specified below in other than dwelling units shall have ground-fault circuit interruption protection for personnel:
(1.) Crawl spaces - at or below grade level
(2.) Unfinished basements
 Exception No. 1 to (2): Receptacles that are not readily accessible.
 Exception No. 2 to (2): A single receptacle or a duplex receptacle for two appliances located within dedicated space for each appliance that, in normal use, is not easily moved from one place to another and that is cord-and-plug connected in accordance with 2005 National Electrical Code sections 400.7(A)(6), (A)(7), or (A)(8).
 Exception No. 3 to (2): A receptacle supplying only a permanently installed fire alarm or burglar alarm system shall not be required to have ground-fault circuit-interrupter protection.”
(3.) All general use receptacles installed within 6’-0” of the outside edge of a sink or mop basin - excluding critical care areas in health care facilities where the toilet and basin are installed within the patient room.
20. Section 1202 is hereby amended by adding the following subsection [amends NEC 210.52(C)(2)]:
“1202.19 Island Counter Spaces. At least one receptacle outlet shall be installed at each end of an island counter space.”

21. Section 1202 is hereby amended by adding the following subsection [amends NEC 210.52(G)]:
“**1202.20 Receptacles for Garage Door Openers.** A minimum of one overhead receptacle shall be installed for each garage door in any residential dwelling unit in addition to the code required convenience receptacle.”
22. Section 1202 is hereby amended by adding the following subsection [amends NEC 210.70]:
“**1202.21 Light at Sump.** When a sump pump or ejector pump is installed in an area not illuminated, a light shall be provided.”
23. Section 1202 is hereby amended by adding the following subsection [amends NEC 210.70(A)]:
“**1202.22 Ceiling Box Support.** All ceiling mounted lighting outlet boxes installed more than three feet from all walls of any room in a dwelling unit shall be listed and shall be marked by the manufacturer as suitable for sole-support of a ceiling-suspended (paddle) fan and shall be secured according to the listing directions. The marking shall include the maximum weight to be supported. Dwelling garages, basements, closets and bathrooms are excluded.”
24. Section 1202 is hereby amended by adding the following subsection [amends NEC 225.35 and 240.24 (B)]:
“**1202.23 Tenant Breaker Access.** Each tenant shall have direct access to a main service disconnecting means and all panel boards, etc. that contain breakers or fuses that protect any electrical devices in that tenant unit. (Direct access means a common area that has no locks or the tenant can get to the panel or switchboard without going through another tenant space.)”
25. Section 1202 is hereby amended by adding the following subsection [amends NEC 230.70]:
“**1202.24 Exterior Disconnect for Services Over 400A.** All buildings with a main service at 400 amps or more shall provide a means of disconnect at the building exterior.”
26. Section 1202 is hereby amended by adding the following subsection [amends NEC 230.91]:
“**1202.25 Location of Overcurrent Protection.** The service overcurrent device shall be connected by no more than 5 feet of raceway or service entrance cable from the meter device in dwellings.”
27. Section 1202 is hereby amended by adding the following subsection [amends NEC 300.11]:
“**1202.26 Independent Supporting Methods.** All lighting fixtures, panel boards, switchgear, and / or supporting devices for conduit systems, installed in buildings or structures shall be installed and supported by the building structural components, completely independent of roof or floor deck, piping or ductwork, drywall, or ceiling tile. Lighting fixtures (in ceiling grid systems) shall be supported in accordance to manufacturer’s requirements.”
28. Section 1202 is hereby amended by adding the following subsection [amends NEC 394]:
“**1202.27 Concealed Knob-and-Tube Wiring.** The use of concealed knob-and-tube wiring is prohibited. Existing installations shall not require removal, alteration or abandonment of, nor prevent the continued utilization and maintenance of properly maintained knob-and-tube wiring lawfully in existence at the time of the adoption of this code. Such installations may only be repaired and shall not be expanded.”

SECTION THREE: Miscellaneous

A. That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Village of Sugar Grove hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

B. Savings: That nothing in this Ordinance or in the codes hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 3 of this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance

C. Repealer: All ordinance or provisions of ordinances which are in conflict with this ordinance are hereby repealed.

D. Effective Date: This ordinance shall be in full force and effect from and after it passage, approval, and publication in pamphlet form as provided by law.

PASSED AND APPROVED by the President and Board of Trustees of the Village of Sugar Grove, Kane County, Illinois, on this ____ day of January, 2009.

	<u>AYES</u>	<u>NAYS</u>
Heineman	_____	_____
Geary	_____	_____
Johnson	_____	_____
Taylor	_____	_____
Renk	_____	_____
Bohler	_____	_____

P. Sean Michels, Village President,
Village of Sugar Grove, Kane County, Illinois

ATTEST: _____
Cynthia L. Welsch, Village Clerk,
Village of Sugar Grove, Kane County, Illinois