

STATE OF ILLINOIS)
) SS
COUNTY OF WILL)

SECRETARY'S CERTIFICATE

I, **David N. Martis**, the duly qualified and acting Secretary of the Board of Trustees of the Lockport Township Fire Protection District, Will County, Illinois, do hereby certify that attached hereto is a true and correct copy of an Ordinance entitled:

ORDINANCE NO. 2005-01

AN ORDINANCE ESTABLISHING MINIMUM REGULATIONS GOVERNING THE DESIGN, CONSTRUCTION, ALTERATION, ENLARGEMENT, REPAIR, DEMOLITION, REMOVAL, MAINTENANCE AND USE OF ALL BUILDINGS AND STRUCTURES, SAFEGUARDING OF LIFE AND PROPERTY FROM FIRE AND EXPLOSION HAZARDS ARISING FROM THE STORAGE, HANDLING AND USE OF HAZARDOUS SUBSTANCES, MATERIALS AND DEVICES, AND FROM CONDITIONS HAZARDOUS TO LIFE OR PROPERTY IN THE OCCUPANCY OF A BUILDING AND PREMISES; PROVIDING FOR THE ISSUANCE OF PERMITS, COLLECTION OF FEES, MAKING OF INSPECTIONS; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; KNOWN AS THE FIRE PREVENTION CODE (EXHIBIT A); AND FEE SCHEDULES (EXHIBIT B), OF THE LOCKPORT TOWNSHIP FIRE PROTECTION DISTRICT OF WILL COUNTY, ILLINOIS.

Which Ordinance was duly adopted by said Board of Trustees at a regular meeting held on the 25th day of January, 2005.

I do further certify that a quorum of said Board of Trustees was present at said meeting, and that the Board complied with all requirements of the Illinois Open Meetings Act.

IN WITNESS WHEREOF, I have hereunto set my hand this 25th day of January, 2005.

Secretary, Board of Trustees
Lockport Township Fire Protection District

**LOCKPORT TOWNSHIP FIRE PROTECTION DISTRICT
FIRE PREVENTION CODE**

ORDINANCE NO. 2005-01

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WHEREAS, the Lockport Township Fire Protection District, Will County, Illinois (the "District"), is a duly organized fire protection district pursuant to the Fire Protection District Act (the Act") (70 ILCS 705/0.01 et seq.); and

WHEREAS, the Board of Trustees of the District has the express power to adopt and enforce fire prevention codes and standards parallel to national standards pursuant to Section 11 of the Act (70 ILCS 705/11); and

WHEREAS, the Board of Trustees has determined that the District's fire prevention codes should be updated, and that the proposed revisions are parallel to national standards.

Be it ordained by the Board of Trustees of the Lockport Township Fire Protection District, Will County, Illinois as follows:

SECTION 1 ADOPTION OF FIRE PREVENTION CODE

That certain documents, three (3) copies of each which are on file in the office of the Secretary of the Board of Trustees of the Lockport Township Fire Protection District, Will County, Illinois being marked and designated as:

The International Fire Code 2003 as published by the International Code Council Inc. including Appendix chapters B, C, & D, and the referenced standards listed in Chapter 45, are hereby adopted as the Fire Prevention Code of the Lockport Township Fire Protection District, Will County, Illinois; for the control of buildings, structures and premises as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of said International Fire Code, are hereby referred to, adopted and made a part hereof as if fully set out in this Ordinance, with the additions, insertions, deletions and changes, described in Exhibit A attached hereto and made a part hereof of this Ordinance.

SECTION 2 INCONSISTENT ORDINANCES REPEALED

That Ordinance Number 99-2 and 99-3 of the Lockport Township Fire Protection District, Will County, Illinois entitled "Fire Building and Prevention Code" and all other ordinances or parts of ordinances in conflict are hereby repealed to the extent they conflict with this ordinance.

SECTION 3 VIOLATION PENALTIES

PENALTIES – FIRE PREVENTION CODE: Any person who shall violate any of the provisions of this Ordinance or the Codes hereby adopted or fail to comply therewith, or who shall violate or fail to comply with any order made there under, or fail to pay a fee or fine set by this Ordinance or the Codes hereby adopted, or who shall build in violation of any detailed statement of specifications or plans submitted and approved there under and from which no appeal has been taken, or who shall fail to comply with such an order as affirmed or modified by the Board of Trustees or the Fire Code Official or by a court of competent jurisdiction, within the time fixed therein, shall severally for each and every such violation and noncompliance respectively, be punishable by a fine of not less than Fifty (\$50.00) Dollars nor more than One Thousand (\$1000.00) Dollars, plus all legal fees and all costs caused by enforcement. Any such violation shall also be required to be corrected or remedied by all such persons as soon as possible. Each day that prohibited conditions are maintained shall constitute a separate offense.

The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions, including the issuance of mandatory injunctions.

A. OPEN BURNING WITHOUT PERMIT: The penalty for violations of Section 307 shall be as follows:

Resident	Commercial
1 st Violation – Warning	1 st Violation – Warning
2 nd Violation - \$ 50.00	2 nd Violation - \$ 50.00 - \$150.00*
3 rd Violation - \$100.00	3 rd Violation - \$150.00 - \$300.00*

*Cost of manpower \$75.00 per man hour – 1 hour minimum charge

*Cost of emergency apparatus per unit \$125.00 per hr – 1 hr min. charge

SECTION 4 SAVINGS CLAUSE

That nothing in this Ordinance or in the Building and Fire Prevention Codes hereby adopted shall be construed to affect any lawsuit 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 act or ordinance hereby repealed as cited in Section 2 of this Ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

SECTION 5 SEVERABILITY

5.1 It is hereby declared to be the intention of the board of Trustees of the Lockport Township Fire Protection District that the several provisions of this Ordinance, and all codes adopted hereby, are severable, in accordance with the following:

- A. If any Court of competent jurisdiction shall adjudge any section, subsection, paragraph, sentence, clause, phrase, or word of this Ordinance or the Codes adopted hereby to be invalid, such judgment shall not affect any other section, subsection, paragraph, sentence, clause, phrase or word of this Ordinance, or the Codes adopted hereby, not specifically included in said judgment, and

- B. If any court of competent jurisdiction shall invalidate the application of any section, subsection, paragraph sentence, clause, phrase or word of this Ordinance or Codes adopted hereby to a particular property,

building, or other structure, or any items of personal property, such judgment shall not affect the clause, phrase or word of this Ordinance or Codes adopted hereby to any property, building, structure, or personal property not specifically included in said judgment.

5.2 It is the declaration of the Board of Trustees of the Lockport Township Fire Protection District that if any section, subsection, paragraph, sentence, clause, phrase or word of this Ordinance or Codes adopted hereby be adjudged by a court of competent jurisdiction to be invalid, all remaining sections, subsections, paragraphs, sentences, clauses, phrases and words of this Ordinance, or Codes adopted hereby, would have been enacted by the Board of Trustees without the incorporation in this Ordinance, or Codes adopted hereby, of any such invalid or unconstitutional section, subsection, paragraph, sentence, clause, phrase or word of this Ordinance, or Codes adopted hereby.

SECTION 6 EFFECTIVE DATE

That the provisions of this Ordinance shall be in full force and effect from and after its passage, and approval, and ten (10) days after publication as provided by law. Copies of the International Fire Code 2003, Exhibits A & B of this Ordinance shall be available for public inspection at the District's Station No. 1, 828 East 9th Street, Lockport, Illinois, during normal business hours.

Adopted this 25th day of January, 2005 by the following roll call vote:

AYES: _____
NAYS: _____
ABSENT: _____

James T. Pelc, President
Lockport Township Fire Protection District

ATTEST:

David N. Martis, Secretary
Lockport Township Fire Protection District