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STATE OF ILLINOIS
MADISON COUNTY
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CITY OF EDWARDSVILLE
MADISON COUNTY, ILLINOIS

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ORDINANCE NO. 6744-07-2022

AN ORDINANCE AMENDING CHAPTER 18 ARTICLE XI
OF THE EDWARDSVILLE CITY CODE,
INTERNATIONAL EXISTING BUILDING CODE,
FOR THE CITY OF EDWARDSVILLE

ADOPTED BY THE CITY COUNCIL
OF THE
CITY OF EDWARDSVILLE, ILLINOIS

THIS 5th DAY OF JULY, 2022.

Published in pamphlet form by authority of the City Council
of the City of Edwardsville, Madison County, Illinois,

this 7th day of July, 2022.

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ORDINANCE NO. 6744-07-2022

AN ORDINANCE AMENDING CHAPTER 18 ARTICLE XI
OF THE EDWARDSVILLE CITY CODE,
INTERNATIONAL EXISTING BUILDING CODE,
FOR THE CITY OF EDWARDSVILLE

WHEREAS, the City of Edwardsville has previously adopted the International Existing Building Code, 2006 Edition, regulating and governing the repair, alteration, change or occupancy, addition and relocation of existing buildings, including historic buildings, in the City of Edwardsville; providing for the issuance of permits and collection of fees therefore; and,

WHEREAS, the City of Edwardsville finds that it is appropriate to review and update its building codes from time to time and believes it in the best interest of the community to adopt the International Existing Building Code, 2021 Edition, with additions, insertions and changes as specified in ordinance amending Chapter 18, Article XI.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EDWARDSVILLE, MADISON COUNTY, ILLINOIS that:

Section 1. The following section of Chapter 18 Article XI is hereby amended in its entirety repealing the existing language and replacing it with the following:

Sec. 18-460. - Adoption of International Existing Building Code.

A certain document, being marked and designated as the International Existing Building Code, 2021 Edition, without any appendix chapters, as published by the International Code Council, be and is hereby adopted as the building code of the city for regulating and governing the repair, alteration, change of occupancy, addition and relocation of existing buildings, including historic buildings, as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said existing building code on file in the office of the city clerk are hereby referred to, adopted, and made a part hereof, as if fully set out in this article, with the additions, insertions, deletions and changes, if any, prescribed in this chapter

Sec. 18-461. - Additions, insertions and changes.

The following sections of the International Existing Building Code, as adopted in section 18-460 of this chapter are hereby revised as follows:

Section 101.1 Insert: City of Edwardsville

Section 103.1 Change: The code official of the jurisdiction shall administer the IEBC

Section 112.1 Change: In order to hear and decide appeals of orders, decisions, or determination made by the code official relative to the application and interpretation of this code, there shall be and is hereby created a board of appeals. The City Council may act as the board of appeals, or the board of appeals shall be appointed by the governing body and shall hold office at its pleasure. The board shall adopt rules of procedure for conducting its business.

Sec. 18-462. - Conflict of laws.

In the event of a conflict between any of the provisions of the IEBC, as adopted in section 18-460 of this chapter and any provision of this part, or any other provision of these codified ordinances, or any other local provision, the local provision shall prevail.

Sec. 18-463. - Permit application and issuance.

In addition to the requirements of the IEBC the application for the permit required by the IEBC shall properly describe the proposed work to be done in a clear, concise form as briefly as possible, together with the nature of the work, the material to be used, the locality thereof and the street and number of the premises where the work is to be done. The building official is hereby authorized to request and receive additional information and to make alterations or to impose conditions concerning such permit. If the building official finds that the proposed application is in proper form and that the proper precaution is taken for the safety of life and property, then he may, after the fee provided in section 18-464 of this chapter has been paid, approve such application and endorse his approval in writing thereon, and, if granted conditionally, then he shall also state the terms and conditions under which such permit is issued.

Sec. 18-464. - Permit fees.

The fees for the permit required by section 18-463 of this chapter shall be as determined by resolution of the city council and on file with the city clerk.

The permit applicant shall be charged initially for one inspection. The building inspector shall advise the building official if additional inspections are made and the permit holder shall then be billed for such inspections.

Sec. 18-465. - Inspection of work in process.

If the permit required is issued, the work may progress and when the same is completed and ready for service, the building inspector shall be notified thereof; and he shall thereupon

inspect the same, and if approved by him, he shall issue a certificate of satisfactory city inspection, stating the date and the premises. No person shall place any water system or sewer system in service until such certificate has been issued as aforesaid.

Sec. 18-466. - Records.

The department of public works and the building inspector shall keep a full and complete record of all applications filed, permits issued and inspections made under the provisions of this chapter, or any other official duty performed.

Sec. 18-467. - Stop work orders; violations.

(a) Whenever any work is being done in violation of any of the provisions of this chapter or in variance with the terms of any permit issued for such work, the building official may order all work on the job stopped until such violation is ceased, variance is eliminated or any work or installation made in violation of this chapter corrected. Such stop work order, if oral, shall be followed by a written stop work order within 24 hours (excluding Saturday, Sunday or holidays).

(b) No person shall do or perform any work in violation of this chapter or such stop work order, except as may be necessary to prevent injury, damage to persons or property.

Sec. 18-468. - Liability.

The provision of this chapter shall not operate or be construed to lessen the duty or liability of any person owning or using water systems and/or sewer systems, nor shall the city be held as assuming any liability or duty by reason of such provisions or anything authorized, done or neglected hereunder.

Sec. 18-469. - Penalty.

(a) Whoever violates or fails to comply with any of the provisions of this chapter or with any of the provisions and requirements of the IEBC as adopted in section 18-460 of this chapter, or fails to comply with any order made thereunder, or violates any detailed statement of specifications or plans submitted and approved thereunder, shall, for each and every such violation and non-compliance respectively, be fined not more than \$750.00 or the then current maximum statutorily allowed fine. A separate offense shall be deemed committed each day during or on which a violation or non-compliance occurs or continues.

(b) The application of the penalty provided in subsection (a) of this section shall not be deemed to preclude the enforced removal of prohibited conditions or the application of any equitable remedy.

Section 2. That nothing in this ordinance or in the Code 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 1 of this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 3. That Ordinance No. 6017-08-16 of the City of Edwardsville entitled and all other

ordinances or parts of ordinances or resolutions in conflict herewith are hereby repealed.

Section 4. 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 city council 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.

Section 5. That nothing in this ordinance or in the Code 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.

Section 6. That the City Clerk is hereby ordered and directed to cause this ordinance to be filed and published in accordance with the laws of the State of Illinois.

Section 7. That this ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect from and after the date of its final passage and adoption on January 1, 2023.

PASSED BY THE CITY COUNCIL OF THE CITY OF EDWARDSVILLE, ILLINOIS,
this 5th day of July, 2022, pursuant to a roll call vote as follows:

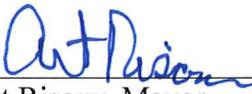
AYES: BURNS, GRANT, MORRISON, KRAUSE, FARRAR, WARREN and STACK

NAYES:

ABSTENTION:

ABSENT:

APPROVED BY THE MAYOR OF THE CITY OF EDWARDSVILLE, ILLINOIS, this
5th day of July, 2022.

BY: 
Art Risavy, Mayor
City of Edwardsville
Madison County, Illinois

ATTESTED:

Filed in my office this 7th day of July, 2022

BY: Michelle A. Boyer
Michelle A. Boyer, City Clerk
City of Edwardsville
Madison County, Illinois

PREPARED BY AND RETURN TO:
CITY OF EDWARDSVILLE
ATTN: CITY CLERK
118 HILLSBORO AVE.
PO BOX 407
EDWARDSVILLE, IL 62025

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