

**ORDINANCE NO: 16-05**

**AN ORDINANCE ADOPTING BUILDING AND FIRE PREVENTION CODES FOR  
THE WARRENVILLE FIRE PROTECTION DISTRICT**

**WHEREAS**, the Warrenville Fire Protection District (the "District"), is a fire protection district duly organized under the laws of the state of Illinois; and

**WHEREAS**, the Board of Trustees of the District has full power to pass all necessary ordinances, and rules and regulations for the proper management and conduct of the business of the Board of Trustees of the District for carrying into effect the objects for which the District was formed under 70 ILCS 705/6; and

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

**WHEREAS**, the Fire Protection District Act, 70 ILCS 705/11 (the "Act") empowers and makes it the legal duty and obligation of the is Board of Trustees to provide as nearly adequate protection from fire for all persons and property within the District as possible and to prescribe necessary regulations for the prevention and control of fire therein; and

**WHEREAS**, the District is empowered by the Act to provide reasonable safeguards through Building and Fire Prevention Codes to protect the Public Health and Safety against the hazards of fire in the buildings and structures and,

**WHEREAS**, the Board of Trustees of the District deem it in the best interest of the District to amend and adopt a fire prevention code for the control of fire protection in buildings and structures as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms as amended of the Building and Fire Prevention Codes listed in Exhibit A hereto, are hereby adopted and made a part thereof, as if fully set out in this ordinance, except for the additions, insertions, deletions and changes set forth in Exhibit A to this ordinance ; and Amendment to NFPA 13 D, Section R 313.2, set forth in Exhibit B.

**WHEREAS**, the Board of Trustees of the District deem it in the best interest of the District to amend and adopt a building code for the control of fire protection in buildings and structures as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms as amended of the Building and Fire Prevention Code listed in Exhibit A hereto, are hereby adopted and made a part thereof, as if fully set out in

this ordinance, except for the additions, insertions, deletions and changes set forth in Exhibit A to this ordinance; and Amendment to NFPA 13 D, Section R 313.2, set forth in Exhibit B.

**NOW, THEREFORE,** be it ordained by the Board of Trustees of the Warrenville Fire Protection District, DuPage County, Illinois, as follows:

**SECTION 1:** The facts and statements contained in the preamble to this ordinance are hereby found by the Board of Trustees to be true and correct and are hereby adopted as part of this ordinance.

**SECTION 2,** The Building and Fire Prevention Code of the Warrenville Fire Protection District (hereinafter referred to as the "Fire Prevention Code") shall hereafter be identical with the provisions of the publication(s) listed in Exhibit A hereto, and said publication(s) listed in Exhibit A hereto are hereby incorporated herein by reference as if fully set forth, except as amended in Exhibit A to this ordinance. At least three (3) copies of this Fire Prevention Code shall be placed on file with the District and shall be available for public inspections at all times during regular business hours as provided by law.

**SECTION 3,** The Building and Fire Prevention Code of the Warrenville Fire Protection District (hereinafter referred to as the "Building Code") shall hereafter be identical with the provisions of the publication(s) listed in Exhibit A hereto, and said publication(s) listed in Exhibit A hereto are hereby incorporated herein by reference as if fully set forth, except as amended in Exhibit A to this ordinance. At least three (3) copies of the Building Code shall be placed on file with the District and shall be available for public inspection at all times during regular business hours as provided by law.

**SECTION 4,** That it shall be unlawful to design, construct, alter, enlarge, repair, demolish, remove, use or maintain any building or structure within the boundaries of the Warrenville Fire Protection District in violation of any terms or provisions of this ordinance.

**SECTION 5,** That the specific terms and conditions of this ordinance shall prevail against other existing ordinances of the District to the extent that there might be any conflict.

**SECTION 6,** All persons in violation of the Fire Prevention Code or Building Code shall be subjected to fines as set forth and established in the Codes and in the District Ordinance No. 2002-02.

**SECTION 7,** Future versions of the Districts Fire Prevention Code and Building Code shall be revised by the Board approval of additional exhibits hereto that amend the current Exhibit A. All such revisions shall be dated and shall be effective upon approval by the Board of Trustees.

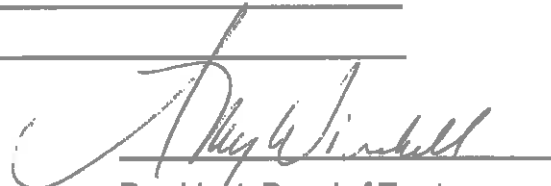
**SECTION 8,** The Board of Trustees of the District hereby declares that should any section, paragraph, sentence or word of this ordinance or of the Code hereby adopted be declared for any reason to be invalid, it is the intent of said Board of Trustees that it would have passed all other portions of this ordinance independent of the elimination here from of such portion as may be declared invalid.

**SECTION 9,** Neither the enactment of this ordinance nor the repeal of any ordinance or parts of ordinances as provided for herein shall be construed to affect or abate any action or cause of action for violation of said prior ordinance or ordinances.

**SECTION 10,** That this ordinance shall be in full force and effect from and after its passage, approval and publication in accordance with the law.

ADOPTED this 16<sup>th</sup> day of November, 2016, by the following roll call vote:

AYES: 3  
NAYS: 0  
ABSENT: 0

  
\_\_\_\_\_  
President, Board of Trustees  
Warrenville Fire Protection District

ATTEST:

  
\_\_\_\_\_  
Secretary, Board of Trustees  
Warrenville Fire Protection District

STATE OF ILLINOIS        )  
  )  
COUNTY OF DUPAGE        )        SS

**SECRETARY'S CERTIFICATE**

I, William Mennell, the duly qualified Secretary of the Board of Trustees of the Warrenville Fire Protection District, DuPage County, Illinois, and the keeper of the records thereof, do hereby certify that attached hereto is a true and correct copy of an Ordinance entitled:

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adopted by said Board of Trustees at its meeting on the 16<sup>th</sup> day of November 2016.

I do further certify that a quorum of said Board of Trustees was present at the said meeting, and that the Board complied with all requirements of the Illinois Open Meetings Act. Further, I certify that the Ordinance has not been amended or altered and is in full force and effect as of the date indicated below.

**IN WITNESS WHEREOF**, I have hereunto set my hand this 16<sup>th</sup> day of November 2016.

  
\_\_\_\_\_  
Secretary William Mennell  
Board of Trustees  
Warrenville Fire Protection District

## EXHIBIT A

### Warrenville Fire Protection District Building and Fire Prevention Code

1. International Building Code - 2015 Edition, published by the International Code Council, INC (ICC), including appendix Chapters D,H-K
3. NFPA Life Safety Code 101 – 2015 Edition
4. DuPage County Fire Prevention Code – 2015 Edition
5. International Fire Code – 2015 Edition, published by the International code Council INC, (ICC), including appendix Chapters B-K, M
6. National Fire Protection Association 72 -2016 Edition
7. National Fire Protection Association 13 -2016 Edition
8. National Fire Protection Association NEC -2014 Edition

## EXHIBIT B

### Warrenville Fire Protection District Building and Fire Prevention Code

1. Amendment to NFPA 13 D, **Section R313.2, One- and two-family dwellings automatic fire systems.** Delete as stated and amend to: The Warrenville Fire Protection District high density zoned developments, over two story or 30' (feet) only, shall install an automatic residential fire sprinkler system.