

ORDINANCE NO. 2004- 01

**AN ORDINANCE ADOPTING A SCHEDULE OF FEES FOR RESIDENTIAL PLAN REVIEW  
FOR THE WARRENVILLE FIRE PROTECTION DISTRICT**

**WHEREAS**, the Warrenville Fire Protection 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 express power pursuant to 70 ILCS 705/11, to adopt and enforce fire prevention codes and standards parallel to national standards to promote fire prevention; and

**WHEREAS**, the Board of Trustees of the District also has full power pursuant to 70 ILCS 705/6, 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; and

**WHEREAS**, the Fire Protection District Act, 70 ILCS 705/11, (the "Act") empowers and makes it the legal duty and obligation of this 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 buildings and structures and,

**WHEREAS**, the Board of Trustees of the District has previously adopted fire prevention codes, in the editions listed below as follows:

NFPA 2001 edition; Life Safety Code #101, 2000 edition; BOCA 1999 edition and DuPage County Fire Protection Code 1996 edition.

**WHEREAS**, the Board of Trustees of the District deem it in the best interest of the District

to amend these building codes to include a provision for plan review fees for planned unit developments (PUDs) in the R-1, R-2 and R-3 zoning classifications.

**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 District hereby assesses a plan review fee of \$100.00 per lot for planned unit developments containing R-1 and R-2 zoning occupancies. The District hereby assesses a plan review fee of \$100.00 per unit for planned unit developments containing R-3 zoning occupancies. Each separate living unit within a R-3 zoning occupancy shall be subject to a separate plan review fee.

**SECTION 3:** The fire protection and building codes of the Warrenville Fire Protection District (hereinafter referred to as the "Building Code") shall otherwise remain identical to those adopted in January 2002 as District Ordinance No. 2002-02.

**SECTION 4:** The District and its fire prevention bureau shall maintain copies of this Ordinance available for inspection and review.

**SECTION 5:** 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 6:** 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 7:** That this Ordinance shall be in full force and effect from and after its passage and approval in accordance with the law.

**ADOPTED** this 8<sup>th</sup> day of March, 2004, by the following roll call vote:


**AYES:** 2

**NAYS:** 0

**ABSENT:** 1

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

**ATTEST:**

  
\_\_\_\_\_  
Secretary, Board of Trustees  
Kenneth J. McNatt  
Warrenville Fire Protection District

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STATE OF ILLINOIS        )  
                                  )  
COUNTY OF DUPAGE        )        SS

**SECRETARY'S CERTIFICATE**

I, **KENNETH McNATT**, the duly qualified and acting Secretary of the Board of Trustees of the Warrenville Fire Protection District, DuPage County, Illinois, do hereby certify that I am the keeper of its books and records and that the attached hereto is a true and correct copy of an Ordinance entitled:

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which Ordinance was duly adopted by said Board of Trustees at a regular meeting held on the 8<sup>th</sup> day of March, 2004.

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 8<sup>th</sup> day of March, 2004.

  
Secretary, Board of Trustees  
Kenneth J. McNatt  
Warrenville Fire Protection District