

CITY OF DARIEN
DU PAGE COUNTY, ILLINOIS

ORDINANCE NO. 0-15-18

**AN ORDINANCE AMENDING VARIOUS SECTIONS OF TITLE 4,
“BUILDING REGULATIONS”, CHAPTER 1, “DARIEN BUILDING
CODE”, OF THE DARIEN CITY CODE**

ADOPTED BY THE
MAYOR AND CITY COUNCIL
OF THE
CITY OF DARIEN
THIS 6th DAY OF AUGUST, 2018

**Published in pamphlet form by authority
of the Mayor and City Council of the City
of Darien, DuPage County, Illinois, this
7th day of August, 2018.**

ORDINANCE NO. 0-15-18

AN ORDINANCE AMENDING VARIOUS SECTIONS OF TITLE 4, "BUILDING REGULATIONS", CHAPTER 1, "DARIEN BUILDING CODE", OF THE DARIEN CITY CODE

WHEREAS, the City of Darien is a home rule unit of government pursuant to the provisions of Article VII, Section 6 of the Illinois Constitution of 1970; and

WHEREAS, as a home rule unit of local government, the City may exercise any power and perform any function pertaining to its government except as limited by Article VII, Section 6; and

WHEREAS, the City has adopted building regulations set forth in Title 4, "Building Regulations", Chapter 1, "Darien Building Code", of the City of Darien City Code; and

WHEREAS, the City Council has deemed it necessary to periodically review said Building Code and to make the necessary changes thereto; and

WHEREAS, on July 23, 2018, the Municipal Services Committee has filed its findings and recommendations with the City Council recommending approval of the text amendment described herein; and

WHEREAS, the City Council hereby approves and adopts the findings and recommendations of the Municipal Services Committee and incorporates such findings and recommendation herein by reference as if fully set forth herein.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE COUNTY, ILLINOIS, IN THE EXERCISE OF ITS HOME RULE POWERS, as follows:

AN ORDINANCE AMENDING VARIOUS SECTIONS OF TITLE 4, "BUILDING REGULATIONS", CHAPTER 1, "DARIEN BUILDING CODE", OF THE DARIEN CITY CODE

SECTION 1: Chapter 1, "Darien Building Code", of Title 4, "Building Regulations", of the Darien City Code, as amended, is hereby further amended to read as follows:

- 4-1-3-1: **ADOPTION OF RESIDENTIAL CODE:** There is hereby adopted and incorporated by reference as a part of this section, the code entitled 2015 International Residential Code, one (1) copy of which is on file in the office of the City.
- 4-3-3-2: **AMENDMENTS TO RESIDENTIAL CODE:** The International Residential Code, as adopted in section 4-1-3-1 of this Chapter, shall be amended as follows:
- Section R-403.1 - Revise to read as follows:
- Pier footings are acceptable for open porches, and for screened-in porches, 3-season rooms, or sunrooms if designed and certified by a licensed architect.
- 4-1-4-1: **ADOPTION OF BUILDING CODE:** There is hereby adopted and incorporated by reference as part of this section, the code entitled the 2015 International Building Code, one (1) copy of which is on file in the office of the City.
- 4-1-4-2: **AMENDMENTS TO BUILDING CODE:** The International Building Code as adopted in section 4-1-4-1 of this Chapter, shall be amended as follows:
- 4-1-5-1: **ADOPTION OF MECHANICAL CODE:** There is hereby adopted and incorporated by reference as part of this section, the code entitled 2015 International Mechanical Code, one (1) copy of which is on file in the office of the City.
- 4-1-5-2: **AMENDMENTS TO MECHANICAL CODE:** The International Mechanical Code as adopted in section 4-1-5-1 of this Chapter, shall be amended as follows:
- 4-1-5-3: **ADOPTION OF ELEVATOR SAFETY CODE:** There is hereby adopted and incorporated by reference as part of this section, the code entitled Illinois Elevator Safety Code (41 Ill. Adm. Code, Chapter II, Part 1000, and as amended from time to time) of the City.

AN ORDINANCE AMENDING VARIOUS SECTIONS OF TITLE 4, "BUILDING REGULATIONS", CHAPTER 1, "DARIEN BUILDING CODE", OF THE DARIEN CITY CODE

4-1-5-4: **AMENDMENTS TO ELEVATOR SAFETY CODE:** The Elevator Safety Code, as adopted in section 4-1-5-3 of this Chapter, shall be amended as follows Section 1.4: Definitions - Revise to read as follows:

Building Code: The International Building Code as adopted in Section 4-1-4-1 of the City Code, and as amended from time to time.

4-1-6-1: **ADOPTION OF ELECTRICAL CODE:** The standards and specifications, rules and regulations of the National Fire Protection Association National Electrical Code, 2014 edition, as published by the National Fire Protection Association except as amended herein, are hereby adopted as the standards and specifications, rules and regulations for installation, alteration, repair and use of electrical equipment, subject however, to the additional standards and specifications, rules and regulations as hereinafter set forth, and except where they are in conflict with the other provisions of this code and said code is hereby incorporated herein by reference, one (1) copy of which is on file in the office of the City.

4-1-6-2: **AMENDMENTS TO ELECTRICAL CODE:** The Electrical Code, as adopted in section 4-1-6-1 of this Chapter, shall be amended as follows:

- (A) All conductors shall be copper.
- (B) All services shall be installed in rigid metal or intermediate metal conduit. Rigid aluminum may be used for above-ground installations only. EMT shall not be used for electrical services.
- (C) All underground electrical services shall be installed in rigid metal conduit, intermediate metal conduit, or PVC.
- (D) In poured concrete, only rigid metal conduit, intermediate metal conduit, or PVC shall be used. PVC shall convert to rigid conduit prior to emergence.
- (E) Where used underground, PVC shall not emerge from below grade. PVC shall convert to rigid metal conduit prior to emergence.

**AN ORDINANCE AMENDING VARIOUS SECTIONS OF TITLE 4,
“BUILDING REGULATIONS”, CHAPTER 1, “DARIEN BUILDING
CODE”, OF THE DARIEN CITY CODE**

- (F) All electrical wiring shall be installed in metal conduit, EMT, IMC, or RMC only, except low voltage wiring. PVC may be permitted in wet or corrosive areas.
- (G) Section 314.27(A)(2), “Ceiling Outlets” - Add the following:
 - Fan rated boxes are required in all bedroom ceiling lighting outlets.
- (H) Section 320, “Armored Cable”, is hereby deleted in its entirety.
- (I) Section 322, “Flat Cable Assemblies”, is hereby deleted in its entirety.
- (J) Section 324, “Flat Conductor Cable”, is hereby deleted in its entirety.
- (K) Section 326, “Integrated Gas Spacer Cable”, is hereby deleted in its entirety.
- (L) Section 328, “Medium Voltage Cable”, is hereby deleted in its entirety.
- (M) Section 330.10(A), “Uses Permitted” - Add the following:
 - MC Cable may be used for concealed work, in dry locations, where conduit is not practical to install or to be fished through existing walls, ceilings, or floors. Where exposed, MC Cable shall not be longer than three (3) feet before converting to conduit.
- (N) Section 332, “Mineral-Insulate Metal-Sheathed Cable”, is hereby deleted in its entirety.
- (O) Section 334, “Nonmetallic-Sheathed Cable”, is hereby deleted in its entirety.
- (P) Section 338, “Service-Entrance Cable” is hereby deleted in its entirety.
- (Q) Section 340, “Underground Feeder and Branch-Circuit Cable” is hereby deleted in its entirety.
- (R) Section 352.10, “Uses Permitted” - Revise to read as follows:
 - (A), (C), (E), (F), and (H) are hereby deleted in their entirety.

AN ORDINANCE AMENDING VARIOUS SECTIONS OF TITLE 4, "BUILDING REGULATIONS", CHAPTER 1, "DARIEN BUILDING CODE", OF THE DARIEN CITY CODE

Section 35210(D) may be approved on review of application.

(S) Section 355.10, "Uses Permitted" - Revise to read as follows:

(A), (C), (E), and (F) are hereby deleted in their entirety.

(T) Section 362, "Electrical Nonmetallic Tubing", is hereby deleted in its entirety.

(U) Section 382, "Nonmetallic Extensions" is hereby deleted in its entirety.

(V) Section 394, "Concealed Knob-and-Tub Wiring" is hereby deleted in its entirety.

(W) Section 396, "Messenger-Supported Wire" is hereby deleted in its entirety.

(X) Section 410.36, "Suspended Ceilings", - Revise to read as follows:

Florescent fixtures installed in suspended ceiling shall not be attached to the ceiling grid by screws, clips, or rivets. Florescent fixtures shall be supported by two pencil wires from the structural framing of the building to two angled corners of the fixture.

(Y) All flexible conduits shall contain an equipment grounding conductor and not be longer than 6 feet.

(Z) Commercial wiring shall be a minimum #12 AWG, except for flexible connections to lighting fixtures or control wiring.

4-1-7-1: **ADOPTION OF PLUMBING CODE:** There is hereby adopted and incorporated by reference as part of this section, the code entitled Illinois Plumbing Code (77 Ill. Adm. Code, Chapter 1, Part 890, and as amended from time to time), one (1) copy of which is on file in the office of the City.

4-1-8-1: **ADOPTION OF FIRE CODE:** There is hereby adopted and incorporated by reference as part of this section, the code entitled 2015 International Fire Code, printed in pamphlet form, one (1) copy of which is on file in the office of the City.

AN ORDINANCE AMENDING VARIOUS SECTIONS OF TITLE 4, "BUILDING REGULATIONS", CHAPTER 1, "DARIEN BUILDING CODE", OF THE DARIEN CITY CODE

- 4-1-9-1: **ADOPTION OF ENERGY CONSERVATION CODE:** There is hereby adopted and incorporated by reference as part of this section, the code entitled 2015 International Energy Conservation Code, printed in pamphlet form by the International Code Council, including no errata sheets inserted therein as modified in certain respects as set forth herein, one (1) copy of which is on file in the office of the City.
- 4-1-10-1: **ADOPTION OF PROPERTY MAINTENANCE CODE:** There is hereby adopted and incorporated by reference as part of this section, the code entitled 2015 International Property Maintenance Code, printed in pamphlet form by the International Code Council, including no errata sheets inserted therein as modified in certain respects as set forth herein, one (1) copy of which is on file in the office of the City.
- 4-1-11-1: **ADOPTION OF FUEL GAS CODE:** There is hereby adopted and incorporated by reference as part of this section, the code entitled 2015 International Fuel Gas Code, printed in pamphlet form by the International Code Council, including no errata sheets inserted therein as modified in certain respects as set forth herein, one (1) copy of which is on file in the office of the City.
- 4-1-12-1: **ADOPTION OF SWIMMING POOL AND SPA CODE:** There is hereby adopted and incorporated by reference as part of this section, the code entitled 2015 International Swimming Pool and Spa Code, printed in pamphlet form by the International Code Council, including no errata sheets inserted therein as modified in certain respects as set forth herein, one (1) copy of which is file in the office of the City.
- 4-1-13-1: **ADOPTION OF ACCESSIBILITY CODE:** There is hereby adopted and incorporated by reference as part of this section, the code entitled Illinois Accessibility Code (71 Ill.Adm.Code, Chapter I, Subchapter b, and as amended from time to time), one (1) copy of which is on file in the office of the City.

SECTION 2: Sections 4-1-11 through 4-1-13-3 are hereby renumbered and codified as follows:

ORDINANCE NO. 0-15-18

AN ORDINANCE AMENDING VARIOUS SECTIONS OF TITLE 4, "BUILDING REGULATIONS", CHAPTER 1, "DARIEN BUILDING CODE", OF THE DARIEN CITY CODE

<u>Current Number</u>	<u>New Number:</u>
4-1-11	4-1-14
4-1-11-1	4-1-14-1
4-1-11-2	4-1-14-2
4-1-11-3	4-1-14-3
4-1-11-4	4-1-14-4
4-1-11-5	4-1-14-5
4-1-12	4-1-15
4-1-12-1	4-1-15-1
4-1-12-2	4-1-15-2
4-1-12-3	4-1-15-3
4-1-12-4	4-1-15-4
4-1-13	4-1-16
4-1-13-1	4-1-16-1
4-1-13-2	4-1-16-2
4-1-13-3	4-1-16-3

SECTION 3: This ordinance and each of its terms shall be the effective legislative act of a home rule municipality without regard to whether such ordinance should (a) contain terms contrary to the provisions of current or subsequent non-preemptive state law, or (b) legislate in a manner or regarding a matter not delegated to municipalities by state law. It is the intent of the corporate authorities of the City of Darien that to the extent that the terms of this ordinance should be inconsistent with any non-preemptive state law, that this ordinance shall supersede state law in that regard within its jurisdiction.

SECTION 4: This Ordinance shall be in full force and effect from and after its passage and approval, and shall subsequently be published in pamphlet form as provided by law.

ORDINANCE NO. 0-15-18

AN ORDINANCE AMENDING VARIOUS SECTIONS OF TITLE 4,
"BUILDING REGULATIONS", CHAPTER 1, "DARIEN BUILDING
CODE", OF THE DARIEN CITY CODE

PASSED BY THE CITY COUNCIL OF THE CITY OF DARIEN, DU PAGE
COUNTY, ILLINOIS, this 6th day of August, 2018.

ABSENT: 1 - Kenny

AYES: 6 - Belczak, Chlystek, Marchese, McIvor, Schauer, Vaughan

NAYS: 0 - NONE

APPROVED BY THE MAYOR OF THE CITY OF DARIEN, DU PAGE COUNTY,
ILLINOIS, this 6th day of August, 2018.

Kathleen Moesle Weaver
KATHLEEN MOESLE WEAVER, MAYOR

ATTEST:
Joanne E. Ragona
JOANNE E. RAGONA, CITY CLERK

APPROVED AS TO FORM:
John B. Murphy, Jr.
CITY ATTORNEY



