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ORDINANCE NO. 2017 - 04

**AN ORDINANCE AMENDING TITLE XI - BUSINESS REGULATIONS - OF
THE CODE OF ORDINANCES, TO INCLUDE CHAPTER 117 - ROOFING
CONTRACTORS**

**ADOPTED BY THE
CITY COUNCIL OF THE
CITY OF TROY, ILLINOIS
THIS 6th DAY OF MARCH, 2017**

**Published in pamphlet form by the authority of the City Council of the City of Troy,
Madison County, Illinois, this 6th day of March, 2017.**

ORDINANCE NO. 2017 - 04

**AN ORDINANCE AMENDING TITLE XI - BUSINESS REGULATIONS - OF
THE CODE OF ORDINANCES, TO INCLUDE CHAPTER 117 – ROOFING
CONTRACTORS**

WHEREAS, the Mayor and the City Council of the City of Troy, Illinois, have the authority to adopt ordinances and to promulgate rules and regulations that pertain to its government and affairs, and to protect the public health, safety, and welfare of its residents; and

WHEREAS, the City Council of the City of Troy, Illinois, has reviewed the provisions of the Code of Ordinances and determined that it requires certain amendments; and

WHEREAS, the Illinois Department of Financial and Professional Regulation regulates roofing contractors pursuant to the Roofing Industry Licensing Act, 225 ILCS 335/1 et. seq.; and

WHEREAS, the City of Troy, Illinois, estimates that the hailstorm of February 28, 2017, damaged up to 1,200 residential and commercial structures on the west and north sides of the City, incurring damage such as holes in vinyl siding, large dents in garage doors, torn window screens and shattered windows, roof and roof vent damage, holes in vinyl yard fencing, and dents in vehicles; and

WHEREAS, the Emergency Services Disaster Agency (ESDA) Coordinator for the City of Troy has surveyed damaged and estimated that home repair estimates could range from \$10,000 to \$35,000 per property, making the damage assessment for properties with the City limit at an amount greater than \$20 million; and

WHEREAS, as a result of this recent storm, the State of Illinois and the City of Troy, Illinois, share an interest in protecting their residents from unscrupulous and unlicensed roofing contractors; and

WHEREAS, in order to best protect the residents of the City of Troy, Illinois, the City Council has determined that it is necessary, and in the best interests of the City and its residents, in furtherance of protecting their health, safety and welfare, to require roofing contractors to be registered by the City, and to amend its Code of Ordinances accordingly; and

**NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF
THE CITY OF TROY, MADISON COUNTY, ILLINOIS, AS FOLLOWS:**

Section 1. The recitals set forth above are hereby incorporated herein as if fully set forth.

Section 2. Chapter 117 – ROOFING CONTRACTORS – is hereby added to Title XI – Business Regulations -- of the Code of Ordinances for the City of Troy, Illinois, as follows:

Chapter 117 - ROOFING CONTRACTORS

(a) Bond and Proof of Insurance Requirements:

No registration shall be issued to any roofing contractor unless a certificate or other proof is filed with the Building and Zoning Department evidencing that the roofing contractor carries valid statutory Illinois worker's compensation insurance, as well as general liability insurance with limits of at least \$500,000.00 (property damage) and \$500,000.00 (per person)/\$1,000,000.00 (aggregate) for accident and/or bodily injury liability.

(b) Building Code Requirements:

The *International Building Code*, 2012 edition, including Appendix chapters, as published by the International Code Council serves as the Building Code of the City. See Section 151.020, et seq. All roofing contractors are subject to same, including the penalties for violations of the Code. See Section 151.199.

(c) Registration Required:

It shall be unlawful to perform any roofing work, for profit, within the City, unless registered to do so by the City.

(d) Registration Requirements:

No registration shall be issued by the City unless the roofing contractor is properly licensed through the State of Illinois. The roofing contractor is required to provide its State of Illinois License Number to the City. All roofing contractors must register in person with the Building and Zoning Department and possess a valid photo identification. All roofing contractors must have the names of their company properly identified on all of their vehicles. Any advertisement or contract must contain the roofing contractor's State roofing license number. Registrations are good for one (1) year and must be renewed annually with the Building and Zoning Department.

(e) No Cost of Registration:

The City shall require no processing fee to be paid at the time of application.

(f) Application:

The roofing contractor shall be required to fill out and submit an application on a form provided by the City.

(g) Proof of Registration:

All roofing contractors shall exhibit their City registration at a prominent location when performing roofing work, and the registration shall be available at all times for inspection upon demand by local law or code enforcement officials.

(h) Violation:

It shall be prima facie evidence of a violation of this Chapter if upon request, a roofing contractor cannot produce a current, valid registration from the City upon demand by local law or code enforcement officials.

(i) Penalty:

Violation of this chapter shall be punishable by a fine of \$100 to \$500 for each violation. Each day of violation is considered a separate offense. Local law or code enforcement officials are authorized to stop all work being performed by an unregistered roofing contractor.

(j) List of Registered Contractors:

The City shall maintain a list of all roofing contractors with valid City registrations available for inspection at the Building and Zoning Department, as well as on its website.

Section 3: That all other provisions of the Code of Ordinances shall remain unchanged and in full force and effect except as specifically amended by this Ordinance.

Section 4: If any section or provision of this Ordinance is declared invalid for any reason, such invalidity shall not affect or impair any of the remaining sections or provisions of this Ordinance which can be given effect without the invalid section or provision, and to this end, the sections and provisions of this Ordinance are declared to be severable.

Section 5: This Ordinance shall be effective upon its passage, signing and publication as required by law.

PASSED by the City Council of the City of Troy, Madison County, Illinois, approved by the Mayor, and deposited in the office of the City Clerk this 6th day of March, 2017.


Those voting aye: DeCarli, Greenfield, Hendrickson, Italiano, Jackson, Partney and Turner.

Those voting nay: _____

Those absent: _____

APPROVED:

By: _____


ALLEN ADOMITE, Mayor
City of Troy, Illinois

ATTEST:

BY: _____


JAMIE MYERS, Clerk
City of Troy, Illinois

(SEAL)