

ORDINANCE NO. 2024 - 37

AN ORDINANCE ADOPTING CERTAIN INTERNATIONAL CODES

WHEREAS, the City of Mt. Vernon (“the City”) is an Illinois Home Rule Municipal Corporation, duly existing under the laws of the State of Illinois, and embodied as a Home Rule entity with certain rights and powers pursuant to the Illinois Constitution, Article VII, Section 6, and hereby makes an express declaration as to the use of its Home Rule Authority in the enacting and adopting of this Ordinance; and

WHEREAS, it is the intent of the City of Mt. Vernon in enacting this Ordinance to make certain updates to the City’s Revised Code of Ordinances relating to the quality of life of the City’s public spaces and to protect the safety of the general public by adopting and incorporating the following 2021 International Codes: Building Code, Residential Code, Existing Building Code, Fuel Gas Code, Mechanical Code, and Fire Code, and the 2023 National Electrical Code; and

WHEREAS, the City Council for the City of Mt. Vernon, after considerable thought and deliberation, finds that it is in the best interest of public health, safety, and general welfare that the City adopt certain National and International Codes as provided herein and consistent with requirements of the Constitution and Statutes of Illinois.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF MT. VERNON, ILLINOIS, AS FOLLOWS:

SECTION 1 - RECITALS: The above recitals are true and material and are adopted herein as express finding of legislative fact, intent, and discretion of the City of Mt. Vernon, Illinois.

SECTION 2 – ADOPTION: The City of Mt. Vernon, Illinois, hereby adopts and fully incorporates, with the exceptions provided for in Appendix I, the following 2021 International Codes: Building Code, Residential Code, Existing Building Code, Fuel Gas Code, Mechanical Code, and Fire Code, and the 2023 National Electrical Code.

SECTION 3 - AMENDMENTS: That Title IX, Chapter 91, and Title XV, Chapters 150 and 153 are hereby amended as follows:

- “TITLE IX: GENERAL REGULATIONS**
- CHAPTER 91: FIRE PREVENTION AND SAFETY**

SECTION 91.01: ADOPTION OF FIRE CODES

§91.01: ADOPTION OF FIRE CODES:

- (A) There is hereby adopted by the City of Mt. Vernon, Illinois for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion those certain Codes known as the International Fire Code 2021 Edition issued by the International Code Council and the NFPA 101 Life Safety Code 2021 Edition, issued by National Fire Protection Association, the whole thereof, save and except such portions as are hereinafter deleted, modified, or amended, of which Codes not less than one copy of each have been and are now filed in the Office of the Clerk of the City of Mt. Vernon, and the same are hereby adopted and incorporated as fully as if set out at length herein, and from the date on which this Ordinance shall take effect, the provisions thereof shall be controlling within the limits of the City of Mt. Vernon.
- (B) In the event of a conflict between the two foregoing referenced Codes, the more restrictive or stringent provision of the respective Codes shall control.

TITLE XV: LAND USAGE

CHAPTER 150: BUILDINGS

SECTION 150.01: ADOPTION OF BUILDING CODE

§150.01: ADOPTION OF BUILDING CODE:

- (A) There is hereby adopted by reference by the City of Mt. Vernon, Illinois for the purpose of establishing rules and regulations for the construction, alteration, removal, demolition, equipment, use and occupancy, location, and maintenance of buildings and structures, including permits and penalties, that certain Building Code known as International Building Code, 2021 Edition, International Existing Building Code, 2021 Edition, International Residential Code for One- and Two-Family Dwellings, 2021 Edition, International Mechanical Code, 2021 Edition, International Fuel Gas Code 2021 Edition and International Energy Conservation Code, 2021 Edition, each of which are issued by the International Code Council, Inc.; except which portions of such Codes as are hereinafter deleted, modified, or amended, of which not less than one copy of each has been and is now filed in the office of the City Clerk of the City of Mt. Vernon, and the same are hereby adopted and incorporated as fully as if set out at length herein; and from the date on which this Ordinance shall take effect, the provisions thereof shall be controlling in construction of all buildings and structures therein contained within the corporate limits of the City of Mt. Vernon.
- (B) The following provision of the 2021 International Building Code is hereby amended as follows: **Chapter 9, Section 903.2.8.1** shall be deleted and repealed in its entirety and will have no effect.

- (C) The following provisions of the 2021 International Residential Code for One and Two-Family Dwellings are hereby amended as follows:
- a. **Chapter 3, Section R301.2** shall be amended as provided in Appendix I. *See, Appendix I - Climatic and Geographic Design Criteria*, attached hereto and fully incorporated herein.
 - b. **Chapter 3, Sections R313.1 - R313.2.1** shall be deleted and repealed in their entirety and will have no effect.

TITLE XV: LAND USAGE

CHAPTER 153: ELECTRICAL CODE

SECTION 153.02: ADOPTION OF NATIONAL ELECTRICAL CODE

§153.02: ADOPTION OF NATIONAL ELECTRICAL CODE:

- (A) There is hereby adopted by the City of Mt. Vernon, Illinois that certain Electrical Code, NFPA 70: National Electric Code, 2023 Edition, issued by the National Fire Protection Association, at least one copy of which is on file with the City Clerk, and the same is hereby adopted and incorporated herein and so set out in full; and, from the date of which this Ordinance shall take effect, the provisions thereof shall be controlling in the installation, alteration, and use of electrical equipment within the City of Mt. Vernon and on any City property that may be located outside the corporate limits.
- (B) Any part of said Code which may conflict with this Ordinance is hereby superseded. It shall be unlawful for any person, firm, or corporation to use any electrical device that does not comply with said Code.
- (C) The following provisions of the 2023 National Electric Code are hereby amended as follows:
 - a. **Chapter 2, Section 210.12(B)(1)** shall be deleted in its entirety and will have no effect.
 - b. **Chapter 4, Section 406.12(1)** shall be deleted in its entirety and will have no effect.”

SECTION 4 – CODES: The City of Mt. Vernon, Illinois, is **not** adopting the International Maintenance Code (IMPC) nor the Internal Swimming Pool and Spa Code (ISPSC).

SECTION 5 - SEVERABILITY OF PROVISIONS: Each section, paragraph, sentence, clause and provision of this Ordinance is severable, and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of the Ordinance, nor any part thereof, other than that part affected by such decision.

SECTION 6 - CONFLICTING ORDINANCES: Any conflicting ordinances, code provisions or pertinent portions thereof in effect at the time this Ordinance takes effect are hereby repealed.

SECTION 7 - AUTHORITY: This Ordinance is hereby declared to be an exercise of the City's home rule authority pursuant to Illinois law.

SECTION 8 - EFFECTIVE DATE: This Ordinance shall be in full force and effect after its passage, approval, and publication as provided by law.

PASSED by the City Council of the City of Mt. Vernon, Illinois, on the 21st day of October 2024.

Rebecca Barbour
Deputy City Clerk – Rebecca Barbour

NAME	AYE	NAY	ABSTAIN	ABSENT	CONFLICT
Boteh				X	
Giosci	X				
Moore	X				
Young	X				
Lewis				X	

APPROVED by the Mayor of the City of Mt. Vernon, Illinois on the 4th day of November 2024

APPROVED: John Lewis
Mayor - John Lewis

ATTEST: Rebecca Barbour
Deputy City Clerk – Rebecca Barbour

(SEAL)

**APPENDIX I
CLIMATIC AND GEOGRAPHIC DESIGN CRITERIA**

Ground snow load	Wind Design				Seismic Design Category	Subject to Damage From			Ice Barrier Underlayment	Flood Hazards	Air Freezing Index	Mean Annual Temp
	Speed (mph)	Topographic Effects	Special wind	Windborne debris zone		Weathering	Frost line depth	Termite				
20	107	No	No	No	D	Severe	24 inches	Heavy	Yes	1984	1200	54.5