

COUNTY OF Mc LEAN, STATE OF ILLINOIS

ORDINANCE NO. 24-01-07-53

**AN ORDINANCE ADOPTING THE 2021 INTERNATIONAL
MECHANICAL CODE**

ADOPTED BY THE CITY COUNCIL OF THE CITY OF LE ROY THIS
15th Day of January 2024

PRESENTED: **January 15, 2024**

PASSED: **January 15, 2024**

APPROVED: **January 15, 2024**

RECORDED: **January 15, 2024**

PUBLISHED: **January 15, 2024**


In Pamphlet Form

Voting "Aye" 6

Voting "Nay" 0

The undersigned being the duly qualified and Acting Deputy City Clerk of the City of LeRoy does hereby certify that this document constitutes the publication in pamphlet form, in connection with and pursuant to Section 1-2-4 of the Illinois Municipal Code, of the above-captioned **ordinance** and that such **ordinance** was presented, passed, approved, recorded and published as above stated.

(SEAL)



Jessica Carroll, Deputy City Clerk of the
City of Le Roy, McLean County, Illinois

Dated: January 15, 2024



ORDINANCE NO. 24-01-07-53

**AN ORDINANCE ADOPTING THE 2021
INTERNATIONAL MECHANICAL CODE**

WHEREAS, the City of Le Roy has previously adopted codes regulating the construction of buildings in the City of Le Roy; and

WHEREAS, the City of Le Roy desires to adopt the 2021 International Mechanical Code; and

WHEREAS, the City has authority, pursuant to 50 ILCS 2020/0.01 and 65 ILCS 5/1-3-1 to adopt Rules and Regulations, which have been prepared by nationally recognized technical trade or service associations, including but not limited to, building codes, plumbing codes, electrical codes, fire prevention codes and other similar codes; and

WHEREAS, it is in the best interests of the health, safety and welfare of the citizens of Le Roy to adopt the 2021 International Mechanical Code with modifications, amendments and deletions as hereinafter set forth.

NOW, THEREFORE, BE IT RESOLVED by the City Council for the City of Le Roy, McLean County, Illinois, as follows:

Section 1. That the 2021 International Mechanical Code be and the same is hereby adopted with the modifications, amendments and deletions as set forth in Exhibit A, attached hereto and incorporated herein.

Section 2. That a new Section 9-7-1 of the City of Le Roy Municipal Code be and the same is adopted to read as set forth in Exhibit A, attached hereto and incorporated herein by reference.

Section 3. That three copies of the 2021 International Mechanical Code have been kept on file in the office of the Municipal Clerk for a period of thirty (30) days before the adoption of this Ordinance.

Section 4. Recitals. The foregoing Recitals are incorporated herein and form a part of this Ordinance.

Section 5. Publication. The City Clerk be and is hereby authorized and directed to publish this Ordinance in pamphlet form as provided by law.

Section 6. Severability. In the event any part of this Ordinance shall be found and determined to be invalid by a Court of competent jurisdiction, all valid parts that are severable from this invalid part shall remain in full force and effect.

Section 7. Repealer. All ordinances or parts of ordinances in conflict herein, are hereby repealed, provided, however, that nothing herein contained shall affect any rights, action, or causes of action, which have accrued to the City of Le Roy, prior to the effective date of this Ordinance.

Section 8. Effective Date. This Ordinance shall be in full force and effect ten (10) days following its publication in pamphlet form as provided by law.

EXHIBIT A

**2021 INTERNATIONAL MECHANICAL CODE
City of Le Roy**

(See attached)

Adoption of the International Mechanical Code, 2021 with Amendments. There is hereby adopted by the City of Le Roy for the purpose of establishing rules and regulations for the utilization of materials, construction, installation, alteration, maintenance and repair of all mechanical systems, heating systems, ventilation systems, cooling systems, steam and hot water heating systems process piping boiler and pressure vessels, appliances utilizing gas, liquid or solid fuels, chimneys and vents, mechanical refrigeration systems, fireplaces, barbecues, incinerators, crematories and other process matter or material regulated by or within the scope of the International Mechanical Code, 2021, placed in or utilized in connection with any building or structure within the City of Le Roy, a certain Code known as the International Mechanical Code, published by the International Code Council, Inc., particularly the 2021 Edition thereof, with specific additions, deletions, insertions, modifications and amendments as set forth in this chapter, which said Code as so amended is in this Chapter is referred to as the "International Mechanical Code." The provisions of said Code are hereby adopted and incorporated as fully as if set out at length and the provisions thereof as added, deleted, inserted, modified and amended by this Chapter shall be controlling in regard to all buildings and structures within the corporate limits of the City of Le Roy.

Amendments to the International Mechanical Code. The International Mechanical Code, 2021, is amended as follows:

1. Insert the phrase "City of Le Roy, Illinois" in all locations in the International Mechanical Code, 2021, where parenthetical reference is made to the "name of jurisdiction".
2. Delete Section 102.8 – Referenced Codes and Standards and substitute therefore the following: The code and standards referenced in this Code shall be considered part of the requirements of this Code to the prescribed extent of each such reference. Where differences occur between the provisions of this Code and other adopted codes and standards, the more restrictive provisions shall apply.
3. Delete Sections 103.1 – 103.3 and substitute therefore the following:

Section 103.0 – Department of Building Inspections.

Section 103.1 – Building Inspection Department. The Building Inspection Department of the City of Le Roy shall be the "Department of Building and Zoning" as that term used in this Code.

Section 103.2 – Code Compliance Officer. The Code Compliance Officer of the City of Le Roy shall be the "Code Official" as that term is used in this Code.

Section 103.3 – Restrictions of Employees. The Code Official or employee connected with the Department of Building and Zoning, except one whose only connection is that of a member of the Zoning Board of Appeals established under the provisions of SEC. 10-2-1-1 of the Municipal Code of the City of Le Roy, Illinois, 2003, as amended, shall not be engaged in or directly or

indirectly connected with the furnishing of labor, materials or appliance for the preparation of plans or the specifications therefore, unless he is the owner of the building, nor shall such officer or employee engage in any work which conflicts with his official duties or with the interests of the Department.

4. Section 104.7 – Department Records. Delete this section.
5. Section 106.1.1 and 106.1.2 Annual Permits. Delete these sections.
6. Section 106.4.3 – Expirations. Add the following sentence to the beginning of this Section 106.4.3: Every permit issued shall expire and become invalid one year after issuance or a later date if later date is indicated on the permit by the building official.
7. Section 110.2 – Retention of Construction Documents. Delete this section.
8. Section 106.4.6 – Previous Approvals. Delete this section.
9. Section 109.6 – Fee Refunds. Delete this section.
10. Section 115.1 – Unlawful Acts. Add the following at the end of Section 115.1: It shall be unlawful for any property owner to have on his or her property any equipment which is in violation of any provision of this Code or to allow any person, firm or corporation to erect, construct, alter, repair, remove, demolish or utilize a mechanical system in violation of this code.
11. Section 115.2 – Notice of Violation. Substitute the word “may” for the word “shall” in this section. Add the following to this section:

In addition notice may be provided to the owner of any property upon which a violation occurs. The owner of any property shall be responsible that all mechanical systems of the property are in compliance with this Code.
12. Section 115.3 – Prosecution of Violations. Delete this section and substitute therefore the following:

In case of a violation of any provision of this Code, the Code Official may cause to be instituted the appropriate proceeding at law or in equity or with the City’s Administrative Process to obtain penalties or to restrain, correct or abate such violation, or to require the removal or termination of an unlawful occupancy of the structure. The City may take action to abate any violation, and any costs incurred in the abating such violations may be charged against the real estate upon which such abatement occurs and shall be a lien upon such property.
13. Stop work orders. Delete everything after the word “fine” and insert in lieu thereof the following: “as set forth in the Municipal Code of the City of Le Roy”.

14. Delete Section 114 – Means of Appeal and all sub-paragraphs; insert in lieu thereof the following: “See Section 10-2-6 of the Municipal Code of the City of Le Roy, Illinois, 2003, as amended.”

15. Delete Section 115.4 – Violation Penalties and insert in lieu thereof the following: Violation Penalties. Persons who violate any provisions of this Code shall be subject to a penalty as set forth in the Municipal Code of the City of Le Roy, 2003, as amended.

16. Delete Appendix B – Recommended Fee Schedules.

PASSED by the City Council of the City of Le Roy, Illinois, upon the motion
Made by Kyle Merkle and seconded by Justin Morfey by roll call vote on the 15th Day
of January 2024, as follows

Aldermen elected 8

Aldermen Present 6

Voting Aye: Dawn Hanafin, Justin Morfey, Kyle Merkle, Patti Welander, Ron Legner,
Matt Steffen.

Voting Nay: None

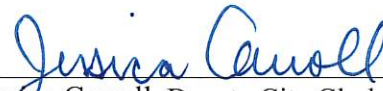
Absent: Kelly Lay, Sarah Welte

Abstain: None

Other: None

and deposited and filed in the office of the Deputy City Clerk in said municipality on
the 15th

Day of January 2024.



Jessica Carroll, Deputy City Clerk of the City
of Le Roy, Mc Lean County, Illinois

APPROVED BY the Mayor of the City of Le Roy, Illinois, this 15th Day of
January, 2024



Steven M. Dean, Mayor of the City of Le Roy,
Mc Lean County, Illinois

ATTEST: (SEAL)



Jessica Carroll, Deputy City Clerk of the City of
Le Roy, Mc Lean County, Illinois



CERTIFICATE

I, Jessica Carroll, certify that I am the duly appointed and acting municipal deputy city clerk of the City of Le Roy, of McLean County, Illinois.

I further certify that on **January 15, 2024** the Corporate Authorities of such municipality passed and approved **Ordinance No. 24-01-07-53 entitled:**


**AN ORDINANCE ADOPTING THE INTERNATIONAL
MECHANICAL CODE**

which provided by its terms that it should be published in pamphlet form.

The pamphlet form of **Ordinance No. 24-01-07-53**, including the Ordinance and a cover sheet thereof, was prepared, and a copy of such Ordinance was posted at the municipal building, commencing on **January 15, 2024** and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the municipal clerk.

Dated at Le Roy, Illinois this 15th Day of January 2024.

(SEAL)



Jessica Carroll, Deputy City Clerk of the
City of Le Roy, McLean County, Illinois



STATE OF ILLINOIS)
) SS:
COUNTY OF MCLEAN)

I, Jessica Carroll, do hereby certify that I am the duly qualified and acting City Clerk of the City of Le Roy, McLean County, Illinois, and as such Deputy City Clerk that I am the keeper of the records and files of the Mayor and the City Council of said City.

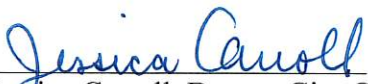
I do further certify that the foregoing is a true, correct and complete copy of an ordinance entitled:

AN ORDINANCE ADOPTING THE INTERNATIONAL MECHANICAL CODE

I do further certify said *ordinance* was adopted by the City Council of the City of Le Roy at a regular meeting on the 15th Day of January 2024, and prior to the making of this certificate the said ordinance was on file with the permanent records of said City where it now appears and remains as a permanent record of said ordinance in the record books.

Dated this 15th Day of January 2024

(SEAL)


Jessica Carroll, Deputy City Clerk of the
City of Le Roy, McLean County, Illinois

