



CITY OF AURORA, ILLINOIS

ORDINANCE NO. 021-043
DATE OF PASSAGE August 24, 2021

An Ordinance amending Article 2-VI-5 to Codify Aurora's Technical Boards and Commissions by adding sections 2-540 (Building Code of Appeals), 2-545 (Electrical Commission), 2-550 (Fire Code Board of Appeals), 2-555 (Permanent Building and Fire Code Committee) and 2-560 (Permanent Housing Code Committee).

WHEREAS, the City of Aurora has a population of more than 25,000 persons and is, therefore, a home rule unit under subsection (a) of Section 6 of Article VII of the Illinois Constitution of 1970; and

WHEREAS, subject to said Section, a home rule unit may exercise any power and perform any function pertaining to its government and affairs for the protection of the public health, safety, morals, and welfare; and

WHEREAS, the City's technical boards and commissions are an integral part of the local community;

WHEREAS, the City's technical boards and commissions selflessly serve the community through the dedication of their time, talent and service;

WHEREAS, the City seeks to codify all its boards and commissions;

WHEREAS, it is necessary to codify at the Technical Boards established by the City;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Aurora, Illinois, as follows: that Chapter 2, Article 2-VI-5 of the Code of Ordinances, shall be and hereby is amended by adding sections 2-540 (Building Code of Appeals), 2-545 (Electrical Commission), 2-550 (Fire Code Board of Appeals), 2-555 (Permanent Building and Fire Code Committee) and 2-560 (Permanent Housing Code Committee) as set forth in Exhibit A.

BE IT FURTHER ORDAINED, that Chapter 2, Sections 2-561 through 2-829 be repealed and reserved.

BE IT FURTHER ORDAINED, that in the event of a conflict regarding the composition of members and board membership of the Technical Boards contained herein Article 2-

VI-5 and the provisions contained in previously adopted sections of the model codes, the terms of this Code will control.

BE IT FURTHER ORDAINED, that any prior resolutions and ordinances that are inconsistent or conflict with this resolution shall be and hereby be repealed.

ORDINANCE NO. 021-043
LEGISTAR NO. 21-0592

PASSED AND APPROVED ON August 24, 2021

AYES 12 NAYS 0 NOT VOTING 0 ABSENT 0

ALDERMAN	Vote
Alderman Llamas, Ward 1	yes
Alderwoman Garza, Ward 2	yes
Alderman Mesiacos, Ward 3	yes
Alderman Donnell, Ward 4	yes
Alderman Franco, Ward 5	yes
Alderman Saville, Ward 6	yes
Alderwoman Hart-Burns, Ward 7	yes
Alderwoman Smith, Ward 8	yes
Alderman Bugg, Ward 9	yes
Alderwoman Baid, Ward 10	yes
Alderman Woerman, At Large	yes
Alderman Jenkins, At Large	yes

ATTEST:



City Clerk



Mayor

Division 2-VI-5 Technical Boards and Commissions

In the event a conflict regarding the composition of board membership of the technical boards contained herein and the provisions contained in the adopted sections of the model codes, the terms of this Code will control.

Sec. 2-540 Building Code Board of Appeals

- (A) Creation and Purpose. The building code board of appeals is hereby created to review any appeals of decisions made by the building code official.
- (B) Duties.
 - (1) Members shall meet within ten (10) business days of the filing of an appeal of a decision made by the building code official.
 - (2) The board shall modify or reverse the decision of the building code official by a concurring vote of two-thirds of its members.
 - (3) The decision of the board shall be by resolution. Certified copies shall be furnished to the appellant and the building code official.
- (C) Membership.
 - (1) The building code board of appeals shall consist of five individuals, one from each of the following professions or disciplines whenever possible:
 - (a) Registered design professional with architectural experience or builder or superintendent of building construction with at least ten (10) years of experience, five (5) of which they shall have been in responsible charge of work.
 - (b) Registered design professional with structural engineering experience.
 - (c) Registered design professional with mechanical and plumbing engineering experience or a mechanical contractor with at least ten (10) years of experience.
 - (d) Registered design professional with electrical engineering experience or an electrical contractor with at least 10 years of experience, five (5) of which they shall have been in responsible charge of work.

- (e) Registered design professional with fire protection engineering experience or a fire protection contractor with at least ten (10) years of experience, five (5) of which they shall have been in responsible charge of work.
 - (2) Each member shall serve a term of five (5) years or until a successor can be appointed.
 - (3) Term limits shall not apply.
- (D) Chairperson. The board shall annually select one of its members to serve as chairperson
- (E) Rules and Procedures. This board is authorized to establish policies and procedures necessary to carry out its duties.

Sec. 2-545 Electrical Commission

See Chapter 12, Section 16.2

Sec. 2-550 Fire Code Board of Appeals

- (A) Creation and Purpose. The fire code board of appeals is hereby created to hear applications for modifications of the requirements of the International Fire Code pursuant to the provisions of Section 108 of the International Fire Code. The board is authorized to hear evidence from appellants and the fire code official pertaining to the application and intent of the Fire Code.
- (B) Duties. Members shall meet within ten (10) business days of the filing of an appeal.
- (C) Membership.
 - (1) The fire code board of appeals shall consist of five (5) individuals nominated by the fire code Official.
 - (2) Members shall consist of one of each of the following professions or disciplines whenever possible:
 - (a) Practicing design professional registered in the practice of engineering or architecture in the State of Illinois.
 - (b) Qualified engineer, technologist, technician or safety professional trained in fire protection engineering, fire

- science or fire technology. Qualified representatives in this category shall include fire protection contractors and certified technicians engaged in fire protection system design.
- (c) Registered industrial or chemical engineer, certified hygienists, certified safety professional, certified hazardous materials manager or comparably qualified specialist experienced in chemical process safety or industrial safety.
 - (d) Contractor regularly engaged in the construction, alteration, maintenance, repair or remodeling of buildings or building services and systems regulated by the code.
 - (e) Representative of the business industry not represented by a member from one of the other categories of boards members described above.
- (3) Each member shall serve a term of four (4) years or until a successor can be appointed.
- (4) Members may serve successive terms; term limits shall not apply.
- (D) Secretary. The fire code official shall act as secretary of the boards and shall keep a detailed record of all its proceedings, which shall set forth the reasons for its decisions, the vote of each member, the absence of a member and any failure of a member to vote.
 - (E) Decisions. Every decision shall be promptly filed in writing in the office of the fire code official and shall be open to public inspection. A certified copy shall be sent by mail or otherwise to the appellant, and a copy shall be kept publicly posted in the office of the fire code official for two (2) weeks after filing.
 - (F) Procedures. The board shall be operated in accordance with the Administrative Procedures Act of the State of Illinois and shall establish its own rules and regulations for procedures which are consistent with the Fire Code and the State of Illinois.

Sec. 2-555 Permanent Building and Fire Code Committee

See Chapter 12, Section 16.1

Sec. 2-560 Permanent Housing Code Committee

- (A) Creation and Purpose. The permanent housing code committee is hereby created to review local adoption and housing related amendments of the International Property Maintenance Code.
- (B) Duties.
 - (1) Members shall meet to review staff recommendations of revisions to the International Property Maintenance code prior to presentation to City Council.
 - (2) The decision of the board shall be by resolution. Certified copies shall be furnished to the appellant and the code official.
- (C) Membership.
 - (1) The permanent housing code committee shall consist of nine (9) individuals, from each of the following professions or disciplines:
 - (a) As many as four (4) landlords and property managers representing a cross section of property types and sizes.
 - (b) One to two (1-2) housing or housing agency advocates.
 - (c) Three to four (3-4) neighborhood group agency advocates.
 - (2) Each member shall serve a term of five (5) years or until a successor can be appointed.
 - (3) Term limits shall not apply.
- (D) Chairperson. The board shall annually select one of its members to serve as chairperson.
- (E) Rules and Procedures. This board is authorized to establish policies and procedures necessary to carry out its duties.