

CITY OF NEWTON, ILLINOIS

ORDINANCE NO. 22-13

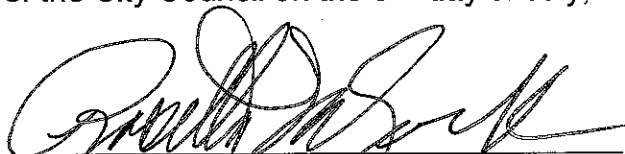
A CITY OF NEWTON ORDINANCE  
TO REPEAL SECTIONS 6-1-1 THROUGH 6-1-3  
OF CHAPTER 6 BUILDING REGULATIONS AND TO  
SUBSTITUTE THEREFOR THE INTERNATIONAL  
RESIDENTIAL CODE, 2015 EDITION

ADOPTED BY THE CITY COUNCIL  
OF THE CITY OF NEWTON, ILLINOIS  
THIS 5<sup>TH</sup> DAY OF JULY, 2022

PUBLISHED IN PAMPHLET FORM BY AUTHORITY OF  
THE CITY COUNCIL OF THE CITY OF NEWTON  
JASPER COUNTY, ILLINOIS  
THIS 5<sup>TH</sup> DAY OF JULY, 2022

**CERTIFICATE OF PUBLICATION**

I, ROSETTA M. YORK, the duty qualified City Clerk of the City of Newton, Illinois, and the official custodian of records of said City do hereby certify that this Ordinance was published in pamphlet form by authority of the City Council on the 5<sup>TH</sup> day of July, 2022.

  
ROSETTA M. YORK, City Clerk

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TO REPEAL SECTIONS 6-1-1 THROUGH 6-1-3  
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BE IT ORDAINED by the City Council of the City of Newton, Jasper County, Illinois that SECTION 6-1-1 through 6-1-3 of CHAPTER 6 BUILDING REGULATIONS of the City Code are hereby repealed and in lieu thereof and in substitution therefore the following is adopted:

**CHAPTER 6**

**BUILDING REGULATIONS**

SECTION:

6-1-1 ADOPTION OF INTERNATIONAL RESIDENTIAL CODE, 2015 EDITION

6-1-2 AMENDMENTS TO THE INTERNATIONAL RESIDENTIAL CODE, 2015 EDITION

6-1-3 EFFECT ON EXISTING ORDINANCES, REMEDIES

6-1-1: **ADOPTION OF INTERNATIONAL RESIDENTIAL CODE:** That certain document, three (3) copies of which were heretofore placed on file in the office of the City Clerk, being marked and designated the International Residential Code, 2015 edition, as published by the International Code Council, Incorporated, is hereby adopted as the Building Regulations of the City, for the control of building one- and two- family dwelling structures as herein defined, and each and all of the regulations, provisions, penalties, conditions and terms of the International Residential Code, 2015 edition, are hereby referred to, adopted and made a part hereof, as if fully set forth in this chapter, subject to the modifications, exceptions and additional regulations set out in section 6-1-2 hereof.

6-1-2 **AMENDMENT TO CODE:** Modification to the text of the International Residential Code, 2015, edition are as follows:

Section 6-1.1 Title: Insert "City of Newton" for (name of jurisdiction).

Section 6-.3 Purpose. Is hereby deleted and the following inserted in lieu thereof:

**PURPOSES.** The purposes of these regulations are to protect the health, safety and general welfare of the persons and property of the citizens of Newton, Illinois, as well as the property and rights-of-way of the City, by determining whether any proposed construction, placement, alteration, removal or demolition of any building, mobile home or other structure within the City limits will be done in compliance with the City code, specifically including but not limited to **Chapter 15-Flood Plain Code** and **Chapter 34 Subdivision Code** of the City Code, applicable State and Federal Codes, and will not damage or encroach upon City property, City utilities or City rights-of-way or interfere with or cause drainage or flooding problems.

Section 103 Department of Building Safety is hereby deleted and the following is inserted in lieu thereof:

**Building permit Committee.**

(A) There is hereby created a committee of the City Council to be known as the "Building Permit Committee," said committee to be appointed by the Mayor with the advice and consent of the City Council and to consist of not less than **three (3) members** of the Council. Such committee shall be appointed annually and shall serve until their successors are appointed.

(B) The Building Permit Committee is hereby directed and empowered to adopt rules and regulations for the use of the Building Official in his or her capacity as the "Building Official" in order that enforcement of said regulations requiring the issuance of building permits under the terms of this Chapter shall be uniformly enforced upon all of the residents of the City.

(C) The Building Permit Committee is hereby directed to adopt said rules and regulations after presenting the same to the Mayor and the City Council. If the Mayor and City Council shall approve said rules and regulations, the committee is directed to have the same printed or mimeographed in book or pamphlet form for the use of the Building Official of the City.

(D) The Building Permit Committee is hereby authorized from time to time to make such recommendations for changes and alterations in said rules and regulations as may best carry out and implement the spirit of this Chapter in order that damage to property and persons in the City shall be minimized.

Section 108.2 Schedule of permit fees. Is hereby deleted and the following inserted in lieu thereof:

**Schedule of permit fees.** On buildings, structures, electrical, and mechanical a fee for each permit shall be paid as required, in accordance with the schedule as established by the Building Permit Committee.

Starting construction without a valid permit: The fee shall be One hundred dollars (\$100.00) per day for every day without a valid permit.

Re-inspections Fee: When additional inspections are necessary, due to inaccurate, incomplete, incorrect information or failure to make necessary repairs, or faulty installations, a charge of fifty dollars (\$50.00) shall be made for each such inspection.

Fee for Appeal: The fee for appeal shall be eighty dollars (\$80.00)

The fee for one and two family dwellings shall be seventy five dollars (\$75.00)

The fee for commercial Construction shall be one hundred dollars (\$100.00)

The fee for Multifamily shall be one hundred dollars (\$100.00)

The fee for Accessory Structure greater than 100 square feet shall be twenty five dollars (\$25.00)

The fee for Electrical service upgrade shall be twenty five dollars (\$25.00)

The fee for Mechanical shall be twenty five dollars (\$25.00)

There shall be no fee for Accessory structures less than 100 square feet or demolition.

Additionally, if due to the complexity of the building design a professional inspection service must be utilized, the owner will be assessed and inspection fee equal to the cost of the inspection service.

Section 112 Board of Appeals is hereby deleted and the following inserted in lieu thereof:

**RIGHT TO APPEAL.**

(A) Any person, firm or corporation who has been denied a building permit by the Building Official may request and shall be granted a hearing on the matter before the Building Permit Committee; provided that such person, firm or corporation shall file in the office of the City Clerk a written petition requesting such hearing and containing a statement of the grounds therefore within **twenty (20)** days after the issuance of the building permit has been denied.

(B) The Building Permit Committee shall hear all appeals relating to the denial of a building permit and by a concurring vote of the majority of its members may reverse or affirm wholly or partly, or may modify, the decision of the Building Official appealed from, and shall make such order or determination as in its opinion ought to be made. Failure to secure such concurring vote shall be deemed a confirmation of the decision of the Building Official. The decision of the Building Permit Committee shall constitute the final decision of the City relative to the appeal.

(C) A member of the Building Permit Committee shall not participate in any hearings or vote on any appeal in which that member has a direct or indirect financial interest or is engaged as a contractor, or is engaged in the preparation of plans and specifications, or in which the member has any personal interest.

(D) The Secretary of the Building Permit Committee shall keep a record of each meeting so that the records show clearly the basis for each decision made by the Building Permit Committee.

(E) All meetings of the Building Permit Committee shall be held at the call of the Chairman and at such times as the Committee may determine, provided that the establishment of the meeting date, time and locations are consistent with the overall intent of the Section and are in accordance with the Illinois Open Meetings Act and other applicable State laws.

Section 113.4 Violation Penalties is hereby deleted and the following inserted in lieu thereof:

Section 113.4 Violation Penalties: Any person who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, construct, alter or repair a building or structure in violation of an approved plan or directive of the code official, or of a permit or certificate issued under the provisions of this code, shall be guilty of a petty offense, punishable by a fine of not less than seventy five dollars (\$75.00) and not to exceed seven hundred fifty dollars (\$750.00) at the discretion of the court. Each day said violation exists shall be deemed a separate offense.

Section 114. 2-Unlawful Continuance is hereby deleted and the following inserted in lieu thereof.

Section 114.2 Unlawful Continuance: Any person who shall continue any work on or about the structure after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be guilty of a petty offense, punishable by a fine of not less than seventy five dollars (\$75.00) and not to exceed seven hundred fifty dollars (\$750.00) at the discretion of the court. Each day a violation continues after due notice has been served, in accordance with terms and provisions hereof, shall be deemed a separate offense.

Table R 301.2 (1) insert the following values in the table:

Ground snow load:	20 pounds per square foot
Wind speed:	70 miles per hour
Seismic design category:	"C"
Weathering:	Severe
Frost line depth:	36 inches
Termite:	Moderate to heavy
Decay:	Slight to moderate
Winter design temperature:	2 Degrees F
Ice shield under-layment required:	Yes

Flood Hazards:	Yes see Chapter 15 of the Newton
Air freezing index:	1055
Mean annual temperature:	53.4

Chapters 25, 26, 27, 28, 29,30,31,32,33,34,35,36,37,38,39,40,41, and 42 are hereby deleted without substitution.

Appendix Chapters A, B, C, D, E, F, G, and H are adopted as part of the code as if fully set forth in this document.

6-1-3 **EFFECT ON EXISTING ORDINANCES, REMEDIES.**

(A) This Code establishes minimum requirements for the initial and continued occupancy and use of all structures and premises and does not replace or modify requirements otherwise established by ordinance which may be additional or more stringent for the construction, repair, alteration, or use of structures, equipment, or facilities.

(B) The provisions in this Code shall not be construed to prevent the enforcement of other ordinances or regulations which prescribe standards other than are provided herein.

(C) The provisions in this Code shall not be deemed to abolish or impair existing remedies of the City or its officers or agencies relating to the removal or demolition of any buildings which are deemed to be dangerous, unsafe, and unsanitary.

(D) This Code shall not effect violations of any other ordinances, codes, or regulations existing prior to the effective date hereof, and any such violation shall be governed and shall continue to be punishable to the full extent of the law under the provisions of those ordinances, codes, or regulations in effect at the time the violation was committed.

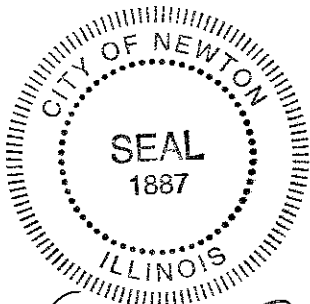
This Ordinance shall be in full force and effect from and after its passage, approval and publication in pamphlet form as provided by law.

Upon roll call vote the following Alderperson voted yea: **R. J. Lindemann, Marlene Harris, Gayle Glumac and Larry Brooks**

Upon roll call vote the following Alderperson voted nay: **None**

Upon roll call vote the following Alderperson were not present: **David Brown and Eric Blake**

Passed, approved and published in pamphlet form this 5<sup>th</sup> day of July, 2022.



  
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JOSHUA J. KUHL, Mayor

ATTEST:

  
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ROSETTA M. YORK, City Clerk