

ORDINANCE

AN ORDINANCE AMENDING CHAPTER 7 (“BUILDINGS”), ARTICLE 2 (“EXISTING BUILDING CODE”) OF THE OAK PARK VILLAGE CODE TO ADOPT THE 2021 INTERNATIONAL EXISTING BUILDING CODE

WHEREAS, the Village of Oak Park (“Village”) is a home rule unit of government as provided by the provisions of Article VII, Section 6 of the Illinois Constitution of 1970; and

WHEREAS, pursuant to the authority granted by Section 11-30-1 *et seq.* of the Illinois Municipal Code, 65 ILCS 5/11-30-1 *et seq.*, and pursuant to its home rule powers, the Village has determined to adopt *2021 International Existing Building Code* as set forth in this Ordinance; and

WHEREAS, pursuant to the Municipal Adoption of Codes and Records Act, 50 ILCS 220/0.01 *et seq.* (hereinafter referred to as the “Act”), the Village is authorized to adopt by reference any code as that term is defined in the Act; and

WHEREAS, the *2021 International Existing Building Code* is a code as defined in the Act and it has been available for viewing as required by the Act and pursuant to Section 1-2-3.1 of the Illinois Municipal Code, 65 ILCS 5/1-2-3.1.

NOW THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Oak Park, Cook County, Illinois, in the exercise of their home rule powers, as follows:

Section 1. Recitals Incorporated. The above recitals are incorporated herein by reference as though fully set forth.

Section 2. Village Code Amended. Chapter 7 (“Buildings”), Article 2 (“Existing Building Code”), Section 7-2-1 (“Adoption”) of the Oak Park Village Code is amended to add the underlined language and delete the overstricken language as follows.

7-2-1: ADOPTION:

A. The ~~2018~~ 2021 international existing building code (“IEBC”), as published by the International Code Council, is hereby adopted by the Village by reference and is made a part hereof as if fully set forth in this section with the additions, insertions, deletions and changes set forth in section 7-2-2 of this article. To the extent that the provisions of the IEBC are inconsistent with any codes previously adopted by the Village by reference, the provisions of the IEBC edition shall govern unless specifically set forth in this code. In the event of a conflict between any provisions of the IEBC and any provision of the Oak Park Village Code, the provisions of the Oak Park Village Code shall govern.

B. There shall be three (3) copies of the IEBC kept on file for public inspection in the office of the ~~Village Clerk~~ Chief Building Official.

Section 3. Village Code Amended. Chapter 7 (“Buildings”), Article 2 (“Existing Building Code”), Section 7-2-2 (“Amendments”) of the Oak Park Village Code is amended to add the underlined language and delete the overstricken language as follows:

7-2-2: AMENDMENTS:

The ~~2018~~ 2021 international existing building code (“IEBC”), as adopted pursuant to section 7-2-1 of this article, is hereby amended by adding the underlined language and deleting the overstricken language as follows:

**CHAPTER 4
REPAIRS**

405.2.1 Substantial structural damage to gravity load-carrying component. Gravity load carrying components that have sustained substantial structural damage shall be rehabilitated to comply with the applicable provisions for dead, live and snow loads from rehabilitated components shall also be rehabilitated if required to comply with the design loads of the rehabilitation design.

SUBSTANTIAL STRUCTURAL DAMAGE. A condition where any of the following apply:

(1) The vertical elements of the lateral force-resisting system have suffered damage such that the lateral load-carrying capacity of any story in any horizontal direction has been reduced by more than 33 percent from its pre-damage condition.

(2) The capacity of any vertical component carrying gravity load, or any group of such components, that has a tributary area more than 20 percent of the total area of the structure’s floor(s) and roof(s) has been reduced more than 20 percent from its pre-damage condition, and the remaining capacity of such affected elements, with respect to all dead and live loads, is less than 75 percent of that required by the *International Building Code* for new buildings of similar structure, purpose and location.

(3) The capacity of any structural component carrying snow load, or any group of such components, that supports more than 30 percent of the roof area of similar construction has been reduced more than 20 percent from its pre-damage condition, and the remaining capacity with respect to dead, live and snow loads is less than 75 percent of that required by the *International Building Code* for new buildings of similar structure, purpose and location.

(4) Existing roof insulation shall remain if undamaged.

Section 4. Identification of Ordinance with the Illinois Capital Development Board. This Ordinance shall be identified on the Internet by the Illinois Capital Development Board or any successor agency of the State of Illinois pursuant to Section 1-2-3.1 of the Illinois Municipal Code, 65 ILCS 5/1-2-3.1.

Section 5. Severability and Repeal of Inconsistent Ordinances. If any section, paragraph, clause or provision of this Ordinance shall be held invalid, the invalidity thereof shall not affect any of the other provisions of this Ordinance. All ordinances in conflict herewith are hereby repealed to the extent of such conflict.

Section 6. Effective Date. This Ordinance shall be accepted at the time of adoption and will be in full force and effect after its passage, approval and publication January 1, 2024.

ADOPTED this 20th day of June, 2023, pursuant to a roll call vote as follows:

| Voting | Aye | Nay | Abstain | Absent |
|------------------|-----|-----|---------|--------|
| President Scaman | | | | |
| Trustee Buchanan | | | | |
| Trustee Enyia | | | | |
| Trustee Parakkat | | | | |
| Trustee Robinson | | | | |
| Trustee Straw | | | | |
| Trustee Wesley | | | | |

APPROVED this 20th day of June, 2023.

Vicki Scaman, Village President

ATTEST:

Christina M. Waters, Village Clerk

Published in pamphlet form this 20th day of June, 2023.

Christina M. Waters, Village Clerk

STATE OF ILLINOIS)
) ss.
COUNTY OF COOK)

CERTIFICATE

I, Christina M. Waters, Village Clerk of the Village of Oak Park, County of Cook and State of Illinois, DO HEREBY CERTIFY that the foregoing is a true and correct copy of Ordinance Number 23-48, “AN ORDINANCE AMENDING CHAPTER 7 (“BUILDINGS”), ARTICLE 2 (“EXISTING BUILDING CODE”) OF THE OAK PARK VILLAGE CODE TO ADOPT THE 2021 INTERNATIONAL EXISTING BUILDING CODE,” which was adopted by the corporate authorities of the Village of Oak Park and will become in effect thirty days after its approval.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Village of Oak Park, Illinois aforesaid, at the said Village, in the County of Cook and State of Illinois, on _____, 2023.

Christina M. Waters, Village Clerk

(SEAL)