

ORDINANCE NO. \_\_\_\_\_

ORDINANCE AMENDING CITY CODE  
- CHAPTER 69 –  
-ELECTRICAL CODE –

BE IT ORDAINED, BY THE CITY COUNCIL OF THE CITY OF DECATUR,  
ILLINOIS:

Section 1. That Chapter 69 of the City Code of the City of Decatur, Illinois, be, and the same is hereby modified and amended, effective February 1, 2020, by amending language to Sections 8, 15 and 16 reflecting the amendment. Said Sections 8, 15 and 16, as so modified and amended, shall provide as follows:

8. **FEES REQUIRED.** No permit shall be issued except upon prior payment of the total building fees as set forth in Chapter 67, Section 9. The fee schedule set forth is cumulative, and is in addition to all other fees required by applicable provisions of the municipal code, unless specifically noted to the contrary.

15. **RE-INSPECTION FEES.** A re-inspection fee of \$45 shall be assessed against the applicant for a construction permit who has requested an inspection which cannot be completed and/or approved by the Inspection Division for any of the following reasons:

(1) the work for which the inspection has been requested is not installed or completed to the extent that an inspection can be made,

(2) the inspection reveals that the electrical system has more than three code violations due to: equipment not installed per instructions included in the listing or labeling; equipment installed without correct polarity; components not properly grounded; wiring not installed as to be free from short circuits; equipment installed with improper ratings; devices and fixtures not energized because of loose connections or broken wires,

(3) the Inspector is unable to gain entry at the time requested by the contractor,

(4) when previously noted violations have not been corrected.

Fees assessed as herein provided may be appealed to the Construction and Housing Board of Appeals by filing a notice of such appeal with the City Clerk within fourteen (14) days of the mailing of notice of such assessment. An appeal shall stay the due date for payment until the date of the final order of the Board.

Such fees shall be assessed by mailing notice of same to the owner or other person by certified mail, return receipt requested. Payment thereof shall be due fourteen (14) days after mailing of such notice, which notice must contain a statement of the right of the owner or other person to appeal the same to the Board and the time limitation thereon.

In any judicial proceeding brought by the City to collect fees which have not been paid as required by the provisions hereof, failure to receive notice of the assessment of such fee may be a defense thereto, but only if such notice was not sent to the proper mailing address of the defendant or was received thereat by someone other than a person upon whom substituted service may be made pursuant to the Illinois Code of Civil Procedure.

Any fee or fees assessed as herein provided, and any judgment entered for same, shall be in addition to any fine imposed by the Circuit Court under this Chapter.

No certificate of occupancy shall be issued for any building for which re-inspection fees are unpaid.

**16. WITHHOLDING OF PERMITS.** Building permits may be withheld from permit applicants, or in the case of combined permits from the licensed subcontractor, who is in violation of Chapters 67, 67.2, 68, 69, or 70.1 of the City Code at a location other than that for which a permit is being sought. Such violation may include, but shall not be limited to the following:

A. Failure to arrange for inspections required under Chapters 67, 67.2, 68, 69, and/or 70.1 of the City Code within a reasonable time frame.

B. Failure to take reasonable requested action to uncover work which requires inspection but has been hidden from view of the inspector.

C. Failure to pay required permit or re-inspection fees.

D. Failure to obtain a building permit for work which required a building permit.

E. Failure to take reasonable action to notify and obtain approval from Inspection Division of changes made to approved building permits.

F. Falsifying information on building permit applications.

G. Performance of building permit work under an invalid or voided building permit.

H. Failure to obtain a required certificate of occupancy before occupying or allowing occupancy of new construction or change in use.

Permit applicants from which permits are to be withheld must be notified by mailing notice of same to the permit applicant or licensed subcontractor by certified mail, return receipt requested. Said notice shall inform the permit applicant or licensed subcontractor of the violations, which if corrected, will allow the City to issue to the permit applicant or licensed subcontractor additional permits. Corrections shall be made within fourteen (14) days after mailing of such notice, which notice must contain a statement of the right of the permit applicant or licensed subcontractor to appeal the same to the Construction and Housing Board of Appeals and the time limitation thereon.

Permits withheld as herein provided may be appealed to the Construction and Housing Board of Appeals by filing a notice of such appeal with the City Clerk within fourteen (14) days of the mailing of notice of such withholding. An appeal shall stay the due date for corrections required until the date of the final order of the Board.

Any action to withhold permits as herein provided and/or any judgment entered for same, shall be in addition to any fine imposed by the Circuit Court under section of this Chapter.

Section 2. That the City Clerk be, and she is hereby, authorized and directed to cause the provisions hereof to be appropriately set out in the City Code and to cause the same to be published in pamphlet form according to law.

PRESENTED, PASSED, APPROVED AND RECORDED this 6<sup>th</sup> day of January, 2020.

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JULIE MOORE WOLFE, MAYOR

ATTEST:

\_\_\_\_\_  
CITY CLERK

PUBLISHED this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
CITY CLERK

## ADDITIONS AND DELETIONS

### - CHAPTER 69 - - ELECTRICAL CODE -

8. **FEES REQUIRED.** No permit shall be issued except upon prior payment of the total building fees as set forth in Chapter 67, Section 9. The fee schedule set forth is cumulative, and is in addition to all other fees required by applicable provisions of the municipal code, unless specifically noted to the contrary.

~~The amount of the fee required to accompany the application for a permit and to be paid to the City Treasurer shall be determined by the building official as follows:~~

~~——— A. For all permits other than those specified herein said amount shall be based upon the value of the proposed work in amounts as follows:~~

<u>WORK VALUE</u>	<u>FEE</u>
<del>\$ 0 - \$2,000</del>	<del>\$35</del>
<del>\$2,001 - \$3,000</del>	<del>\$45</del>
<del>\$3,001 - \$5,000</del>	<del>\$50</del>
<del>\$5,001 - 1,000,000</del>	<del>\$50 plus \$5 for each \$1,000 or fraction thereof over \$5,000</del>
<del>Over \$1,000,000</del>	<del>\$5,025 plus \$4 for each \$10,000 or fraction thereof over \$1,000,000</del>

~~——— (Amended, Ordinance No. 2011-51, August 15, 2011) ——~~  
~~——— (Amended, Ordinance No. 96-38, June 17, 1996). ——~~

~~——— B. For permits to alter or repair one or two family residential structures or residential accessory buildings, the amount shall be as follows:~~

~~——— Adding up to two (2) new circuits, ——~~  
~~——— installing or replacing, outlets, ——~~  
~~——— performing minor repairs to damaged wiring,..... —— \$35 per unit~~

~~Changing or upgrading electrical service  
or adding more than (2) new circuits or  
installing wiring for more than two (2) new  
circuits..... \$45 per unit~~

~~Electrical wiring for new/add on  
furnace or air conditioning ..... \$35 per unit~~

~~(Amended, Ordinance No. 96-38, June 17, 1996)~~

~~C. For permits to install new electrical work in one and two family residential structures,  
room additions to such structures, or accessory buildings to such structures, the amount shall be  
included as part of a combined permit for building, electrical, mechanical, and plumbing and shall  
be included in the total fee as set forth in Chapter 67, Section 9 (c).~~

~~D. For permits to erect or install swimming pools with electrical work, the amount shall be  
as follows:~~

~~Inground swimming pool with electric work ..... \$70  
Above-ground swimming pool with electric work ..... \$50~~

~~(Amended, Ordinance No. 96-38, June 17, 1996).~~

15. **RE-INSPECTION FEES.** A re-inspection fee of ~~\$30.00~~ \$45 shall be assessed against the applicant for a construction permit who has requested an inspection which cannot be completed and/or approved by the Inspection Division for any of the following reasons:

(1) the work for which the inspection has been requested is not installed or completed to the extent that an inspection can be made,

(2) the inspection reveals that the electrical system has more than three code violations due to: equipment not installed per instructions included in the listing or labeling; equipment installed without correct polarity; components not properly grounded; wiring not

installed as to be free from short circuits; equipment installed with improper ratings; devices and fixtures not energized because of loose connections or broken wires,

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- B. Failure to take reasonable requested action to uncover work which requires inspection but has been hidden from view of the inspector.
- C. Failure to pay required permit or re-inspection fees.
- D. Failure to obtain a building permit for work which required a building permit.
- E. Failure to take reasonable action to notify and obtain approval from Inspection Division of changes made to approved building permits.
- F. Falsifying information on building permit applications.
- G. Performance of building permit work under an invalid or voided building permit.
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