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**THE VILLAGE OF WILLOW SPRINGS  
COOK COUNTY, ILLINOIS**

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**ORDINANCE  
NUMBER 2018- O - 48**

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**AN ORDINANCE AMENDING TITLE 7 AND TITLE 8 OF THE  
WILLOW SPRINGS VILLAGE CODE**

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**JOHN M. CARPINO, President**

**MARY JANE MANNELLA, Clerk**

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VILLAGE OF WILLOW SPRINGS

ORDINANCE 2018-O-48

AN ORDINANCE AMENDING TITLE 7 AND TITLE 8 OF THE  
WILLOW SPRINGS VILLAGE CODE

BE IT ORDAINED BY THE PRESIDENT AND VILLAGE BOARD OF THE VILLAGE OF  
WILLOW SPRINGS, ILLINOIS AS FOLLOWS:

**SECTION 1:** The following changes are made to title 7 of the Willow Springs  
Municipal Code (additions underlined and deletions noted with ~~strikethrough~~)

CHAPTER 1 FIRE PREVENTION CODE

7-1-1: ADOPTION OF INTERNATIONAL FIRE CODE; FIRE PREVENTION CODE:

~~Fire codes, regulations and fees will be in accordance with the ordinances and regulations of Tri-State Fire Protection District pursuant to an intergovernmental agreement and contract for services by and between the Village and Tri-State Fire Protection District, as amended from time to time. The 2018 Edition of the International Fire Code and all appendixes, annual supplements thereto, and all referenced standards and codes therein, unless deleted, modified or amended by this chapter or other ordinances adopted by the village, is hereby adopted.~~

7-1-2: ~~HAZARDOUS SPILL CLEANUP AND EMERGENCY ACTION ADMINISTRATION:~~

- ~~A. Fire Codes, regulations and fees with respect to hazardous spill cleanup and emergencies will be in accordance with the ordinances and regulations of Tri-State Fire Protection District pursuant to an intergovernmental agreement and contract for services by and between the Village and Tri-State Fire Protection District, as amended from time to time. The Fire Inspector of the Village shall administer the provisions of this chapter.~~
- B. Fees with respect to hazardous spill cleanup, fire services and ambulance services shall be in accordance with the ordinances and regulations of the Tri-State Fire Protection District.

CHAPTER 2 ~~FIRE OFFENSES AND AMBULANCE FEES~~ GENERAL PROVISIONS

7-2-1: PROHIBITED ACTIONS; OFFENSES; AMBULANCE AND FIRE SERVICE FEES  
APPLICATION OF CODE:

Fire codes, regulations and fees with respect to prohibited actions and offenses, ambulance fees and fire service services fees will be in accordance with the ordinances and regulations of Tri-State Fire Protection District pursuant to a intergovernmental agreement and contract for services by and between the Village and Tri-State Fire Protection District, as amended from time to time.

- A. The provisions of this chapter shall apply equally to uses, activities, buildings and structures on both public and private property.
- B. All buildings and structures, and the uses and occupancies thereof, in existence or under construction as of the effective date of the ordinance adopting this chapter and which do not strictly comply with the provisions of this chapter may continue to be used provided that such buildings, structures, uses or occupancies, as the case may be, do not present or constitute clear and present fire related dangers or hazards to life or property within the village.

7-2-2: VARIANCES:

- A. The Village Fire Inspector shall have the power to grant exemptions from the application of specific requirements of this chapter upon his receipt of a written request for such an exemption when the request demonstrates either that:
  - 1. The enforcement of the specific requirement in question will cause unnecessary hardship to the requesting party based upon circumstances unique to the requesting party that are not generally applicable to similarly situated parties elsewhere in the village, where such circumstances have not been created or caused by action of the requesting party; or
  - 2. Granting the variance will not cause imminent danger to life or property.
- B. Such requests shall be approved or denied in writing within 30 days of the receipt thereof by the Fire Inspector. The written determination to approve or deny a request made hereunder shall specify the grounds for the approval or the denial thereof, and shall be transmitted to the requesting party.

## CHAPTER 3 FIRE INSPECTIONS

### 7-3-1: VILLAGE FIRE ALARM SYSTEM INSPECTION REQUIRED:

- A. Fire codes, regulations and fees with respect to fire alarm systems will be in accordance with the ordinances and regulations of Tri-State Fire Protection District pursuant to a intergovernmental agreement and contract for services by and between the Village and Tri-State Fire Protection District, as amended from time to time. All properties located within the boundaries of the Village are required to be inspected by the Fire Inspector to ensure compliance with all applicable fire prevention and life safety codes.
- B. All commercial, industrial or other business properties, wherever located within the Village, shall be subject to fire inspections on an annual basis according to a schedule determined by the Fire Inspector.

### 7-3-2: HEAT AND SMOKE DETECTION SYSTEMS:

~~Fire codes, regulations and fees with respect to heat and smoke detection systems will be in accordance with the ordinances and regulations of Tri-State Fire Protection District pursuant to a intergovernmental agreement and contract for services by and between the Village and Tri-State Fire Protection District, as amended from time to time.~~

## CHAPTER 4 RESCUE SERVICES

### ~~7-4-1: TECHNICAL RESCUE SERVICE:~~

~~The Village may charge a reasonable fee for technical rescue services provided by the Village of Willow Springs Fire Department. The total amount collected may not exceed the reasonable cost of providing the technical rescue services and will include charges for personnel and equipment cost.~~

### ~~7-4-2: SPECIALIZED RESCUE SERVICES:~~

~~The Village of Willow Springs Fire Department shall fix, charge, and collect reasonable fees for specialized rescue services provided by the department. The total amount collected shall not exceed the reasonable cost of providing those specialized rescue services and may not, in any event, exceed \$125 per hour per vehicle and \$35 per hour per firefighter. The fee shall be charged to any of the following parties, but only after there has been a finding of fault against that party by the Occupational Safety and Health Administration or the Illinois Department of Labor:~~

- ~~—(a) the owner of the property on which the specialized rescue services occurred;~~
- ~~—(b) any person involved in an activity that caused or contributed to the emergency;~~
- ~~—(c) an individual who is rescued during the emergency and his or her employer if the person was acting in furtherance of the employer's interests;~~
- ~~—(d) in cases involving the recovery of property, any person having control or custody of the property at the time of the emergency.~~

~~For the purposes of this Section, the term "specialized rescue services" includes, but is not limited to, structural collapse, tactical rescue, high angle rescue, underwater rescue and recovery, confined space rescue, below grade rescue, and trench rescue.~~

#### ~~7-4-3: COLLECTION PROCEDURES:~~

~~The Willow Springs Fire Department shall prepare and forward to the person or persons causing or permitting a technical or specialized rescue response as set forth in this Chapter, a bill for the total costs and expenses incurred for which such person is responsible. Payment of the total bill shall be made within 30 days of receipt. Any bill or portion of a bill remaining unpaid after 30 days of receipt shall accrue interest on the unpaid balance at the rate of 3 percent per month. Any uncollected portion of the bill not paid after 90 day will be forwarded to the Village's collection agency. Any person or entity that refuses to pay or fails to pay the above listed charges within sixty (60) days of notice of the charge, will be deemed to have violated this Chapter and will incur a fine of not less than \$100.00 nor more than \$500.00 for each offense, plus all legal fees and all costs caused by enforcement. Such fees and costs shall include, but not be limited to, attorneys' fees and the cost of collection. A separate offense shall be deemed committed for each day on which a violation occurs and continues.~~

**SECTION 2:** The Following changes are hereby made to section 8-1-2 of the Willow Springs Municipal Code (additions underlined and deletions noted with strikethrough)

8-1-2: ~~ADOPTION OF THE TRI STATE FIRE PROTECTION DISTRICT~~ INTERNATIONAL FIRE CODE; LIFE SAFETY CODE:

~~Fire codes, regulations and fees will be in accordance with the ordinances and regulations of Tri-State Fire Protection District as amended from time to time. There is hereby adopted by reference by the village for the purpose of prescribing regulations for the control of buildings and structures that certain code known as the international fire code, 2018 edition, as published by the International Code Council, Inc., as amended by the ordinance codified herein, as if fully set forth herein with the additions, insertions, deletions and changes, if any, heretofore adopted.~~

**SECTION 3:** This Ordinance shall not be held to repeal a former ordinance as to any offense committed against the former ordinance or as to any act done, any penalty, forfeiture or punishment so incurred, or any right accrued or claim arising under the former ordinance, or in any way whatsoever affect any such offense or act so committed or so done, or any penalty, forfeiture or punishment so incurred to any right accrued to claims arising before this Ordinance takes effect, save only that the proceedings thereafter shall conform to the ordinance in force at the time of such proceedings, as far as practicable.

**SECTION 4:** That if any part or parts of this Ordinance shall be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity of the remaining parts of this Ordinance. The Village Board declare hereby that they would have passed the remaining parts of this Ordinance, if they had known that such part or parts thereof would be declared unconstitutional.

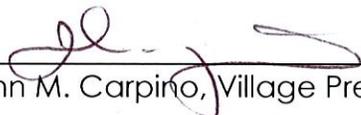
**SECTION 5:** The Village Clerk of the Village of Willow Springs is directed hereby to publish this Ordinance in pamphlet form.

**SECTION 6:** This ordinance shall be in full force and effect from and after its passage, approval, and publication in pamphlet form.

(Remainder of this page intentionally left blank)

**Ordinance 2018-O-48**, approved and adopted by the President and Board of Trustees of the Village of Willow Springs, Cook County, Illinois this 13<sup>th</sup> day of December, 2018, pursuant to a roll call vote, as follows:

	PRESENT	ABSENT	YES	NO	ABSTAIN
Trustee Birks	✓		✓		
Trustee Carr	✓		✓		
Trustee Kennedy	✓		✓		
Trustee Neddermeyer	✓		✓		
Trustee Posch	✓		✓		
Trustee Stanphill	✓		✓		
President Carpino	✓				
TOTAL	7	0	6	0	0

  
 John M. Carpino, Village President

ATTEST:

  
 Mary Jane Mannella, Village Clerk



Published in pamphlet form by order of the Village Board this 13<sup>th</sup> day of December, 2018.

  
 Mary Jane Mannella, Village Clerk