ORDINANCE 13-17  Passed: April 8, 2013

AMENDING THE MUNICIPAL CODE OF THE CITY OF DEKALB, ILLINOIS, CHAPTER 24, “BUILDING CODE, BY AMENDING SECTION 24.02 (ELEVATORS).

WHEREAS, the City of DeKalb, DeKalb County, Illinois is a home rule community with those powers granted under the provisions of the Illinois Constitution and the Illinois Municipal Code, 65 ILCS 5/1-1-1, et. seq.; and,

WHEREAS, the Corporate Authorities of the City have heretofore created a set of ordinances regulating the building codes and building safety, and similar items within the City; and,

WHEREAS, the Corporate Authorities have determined that the public health, welfare, safety and morals are protected by the utilization of such policies, and in particular that the public interest is served through the adoption of certain updates to the policies, as provided below; and,

WHEREAS, in order to effectuate such policies, the Council has determined that it is appropriate to amend the City Code as outlined below; and,

WHEREAS, the City Council has reviewed the regulations contemplated herein and finds that they are reasonable and appropriate, and have been drafted to properly reflect the City and community interests at stake; and,

WHEREAS, the City Council determines that there is an urgent public safety threat that will be mitigated by the passage of this ordinance, and hereby includes a statement of urgency and direction that the ordinance take effect immediately upon passage and approval, having made all required findings for such immediate effect;

THEREFORE BE IT ORDAINED by the Mayor and City Council of the City of DeKalb, DeKalb County, Illinois, as follows:

Section 1. That the Municipal Code of the City of DeKalb, Chapter 24 be amended as follows:

Section 24.02 shall be amended as follows:

The following text shall be deleted:

3001.2 Delete in its entirety, add: 3001.2 Referenced Standard: All existing elevators, chair lifts, and escalators installed or constructed prior to January 1, 1991 shall conform to ASME A17 and 1418.1-99 with addendum A18.14-2001/2000. At least one (1) elevator per building or structure shall be large enough to accommodate an ambulance stretcher.

Periodic inspection intervals. Inspections shall be conducted at twelve (12) month intervals by a City of DeKalb elevator inspector, and at intervals not exceeding
those set forth in ASME A17 and 1418.1-99 with addendum A18.14-2001/2000 all elevators, chair lifts, and escalators at a set fee per City of DeKalb Municipal Code 9.06 Elevator License Fees. Upon successful inspection an elevator license will be issued to the building owner and such license shall be displayed in the Elevator. Escalators and chair lifts shall have the license displayed on or a close area to the escalator or chair lift as approved by the Chief Building Official.

Miscellaneous: Miscellaneous hoisting and elevating equipment, conveyors, and amusement devices shall be inspected at such intervals as may be deemed necessary by the Chief Building Official to insure safety and operation.

All existing passenger elevators shall be provided with an audible signaling device marked "ALARM" which shall be located in or adjacent to each car operating panel.

All elevators, chair lifts and escalators shall be maintained in a safe and sanitary condition, licensed and capable of performing the functions for which they were designed. Negligence in maintaining elevator cars in the prescribed manner shall result in the imposition of all the provisions prescribed in ASME A17.3/1990.

The following text shall be added:

Elevators within the City of DeKalb shall be required to comply with all applicable regulations under the Illinois Elevator Safety and Regulation Act and any regulations adopted pursuant thereto. Pursuant to said Act, the City shall not conduct a local inspection scheme for any device subject to the requirements of the Act, and all such inspections shall be completed by the Illinois Office of the State Fire Marshall. For purposes of building plan review, the City shall utilize the most current specifications required under the Act or regulations adopted pursuant thereto. Miscellaneous hoisting and elevating equipment that falls outside of the requirements of the Act shall be inspected at such intervals as may be deemed necessary by the Chief Building Official to insure safety and operation, and the owner or operator thereof shall be responsible for all costs of inspection as shall be assessed by the Chief Building Official.

Section 2. All ordinances or portions thereof in conflict with this ordinance are hereby repealed. All agreements in violation of the terms of this Ordinance shall be terminated, effective immediately. The City Clerk shall issue a notice to the Office of the State Fire Marshall, advising of the passage of this Ordinance, and including a copy of the same.

Section 3. Should any provision of this Ordinance be declared invalid by a court of competent jurisdiction, the remaining provisions will remain in full force and affect the same as if the invalid provision had not been a part of this Ordinance.
Section 4. This Ordinance shall be in full force and effect immediately after passage, based upon the statement of urgency included in the preamble above (incorporated by reference herein). Publication date: April 9, 2013. Effective date: April 9, 2013.

PASSED BY THE CITY COUNCIL of the City of DeKalb, Illinois at a regular meeting thereof held on the 8th day of April, 2013 and approved by me as Mayor on the same day. Passed on the Consent Agenda by roll call vote 7-0-1. Aye: Jacobson, Teresinski, Lash, Naylor, Baker, O’Leary, Povlsen. Absent: Gallagher.

ATTEST:

DIANE K. WRIGHT, City Clerk

KRIS POVLSEN, Mayor