

ORDINANCE NO. 2015 - 2150

**AN ORDINANCE AMENDING CHAPTER 14.09, ENTITLED “ILLINOIS PLUMBING CODE 2014”, OF TITLE 14, ENTITLED “BUILDING AND CONSTRUCTION” OF THE WESTCHESTER MUNICIPAL CODE**

**WHEREAS**, the Village of Westchester (the “Village”) is authorized by the Illinois Municipal Code (65 ILCS 5/1-1-1 *et seq.*) to adopt necessary ordinances to protect the health, safety, and general welfare of the citizens of the Village, is authorized by Division 3 of the Illinois Municipal Code (65 ILCS 5/1-3-1, *et seq.*) and by the Municipal Adoption of Codes and Records Act (50 ILCS 220/1, *et seq.*) to adopt by reference, as criteria for the issuance of construction, reconstruction, alteration or installation permits, the provisions of any regulations or code and is authorized by Sections 18 and 36 of the Illinois Plumbing License Law (225 ILCS 320/18 and 225 ILCS 320/36) to provide by ordinance, bylaws or rules and regulations for the materials, construction, alteration, and inspection of all plumbing placed in or in connection with any building in the Village at least as stringent as the minimum code of standards promulgated by the Illinois Department of Public Health, or may by ordinance or resolution, adopt, by reference, the minimum code of standards promulgated by the Illinois Department of Public Health;

**WHEREAS**, the corporate authorities of the Village deem it in the best interests of the Village to establish and revise regulations which regulate plumbing and the fixtures, materials, design and installation methods of plumbing systems; and

**WHEREAS**, a copy of the Illinois Plumbing Code (2014 edition), published by the State of Illinois has been on file in the office of the Village Clerk for a period of thirty (30) days prior to the adoption of this Ordinance and is kept available for public use, inspection, and examination in the office of the Village Clerk;

**NOW, THEREFORE,** be it ordained by the President and Board of Trustees of the Village of Westchester, Cook County, Illinois, as follows:

**Section 1. Recitals.** The facts and statements contained in the preambles to this ordinance are found to be true and correct and are hereby adopted as part of this ordinance.

**Section 2. Amendment of Chapter 14.09.** Chapter 14.09, entitled “Illinois Plumbing Code 2014” of the Title 14, entitled “Building and Construction”, of the Westchester Municipal Code be and is hereby amended by deleting the same in its entirety and inserting therefor the following:

**Chapter 14.09 Illinois Plumbing Code 2014**

14.09.010 Adoption of Regulations

14.09.020 Amendment of Regulations

**14.09.010 Adoption of Regulations.**

The 2014 edition of the Illinois State Plumbing Code (770 Ill. Admin. Code 890) promulgated by the Illinois Department of Public Health is hereby adopted as the Plumbing Code of the Village of Westchester, to establish regulations for the minimum control of plumbing materials and fixtures, and for the design, construction and installation of plumbing systems in the Village, and each and all of the regulations, provisions, conditions, and terms of the Illinois State Plumbing Code, promulgated by the Illinois Department of Public Health are hereby referred to, adopted, and made a part hereof, as if fully set forth in this section as amended by the local amendments set forth in Section 14.09.020 of this chapter.

**14.09.020 Amendment of Regulations.**

The Illinois State Plumbing Code adopted pursuant to Section 14.09.020 of this chapter is adopted with the following local amendments:

- 1. Required Use of WaterSense Products.** Pursuant to 17 Ill. Admin. Code 3730.307(c)(4) and subject to the Illinois Plumbing Code (77 Ill. Admin. Code 890) and the Lawn Irrigation Contractor and Lawn Sprinkler System Registration Code (77 Ill. Admin. Code 892), be it hereby ordained that in the Village of Westchester, all new and replacement plumbing fixtures and irrigation controllers installed after September 30, 2015 shall bear the WaterSense label (as designated by the U.S. Environmental Protection Agency WaterSense Program), when such labeled fixtures are available.

**Section 3. Severability.** If any provision of this ordinance, or the application of any provision of this ordinance, is held unconstitutional or otherwise invalid, such occurrence shall not affect other provisions of this ordinance, or their application, that can be given effect without the unconstitutional or invalid provision or its application. Each unconstitutional or invalid provision, or application of such provision, is severable, unless otherwise provided by ordinance.

**Section 4. Repealer.** All ordinances or parts of ordinances in conflict with these ordinance revisions and additions are repealed, insofar as a conflict may exist.

**Section 5. Effective Date.** This Ordinance shall take effect ten (10) days following its passage and approval as provided by law.

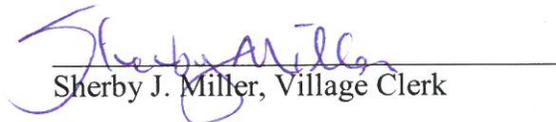
**ADOPTED** this 22<sup>nd</sup> day of September, 2015, pursuant to a roll call vote as follows:

Angelo A. Calcagno	<u>Aye</u>	Celestine Reda	<u>Aye</u>
Carl C. Celestino	<u>Aye</u>	Nick Steker	<u>Aye</u>
Frank Perry	<u>Aye</u>	Tom Yurkovich	<u>Aye</u>
		President Pulia	<u>Aye</u>

**APPROVED** this 22<sup>nd</sup> day of September, 2015.

  
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Sam D. Pulia, Village President

ATTEST:

  
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Sherby J. Miller, Village Clerk