

ORDINANCE NO. – 2015-2149

**AN ORDINANCE AMENDING SECTION 14.01.080, ENTITLED “PERMITS – VARIATION – SPECIAL PERMIT – BOND – INSURANCE”, OF ARTICLE II, ENTITLED “PERMITS”, OF CHAPTER 14.01, ENTITLED “ADMINISTRATION”, OF TITLE 14, ENTITLED “BUILDINGS AND CONSTRUCTION”, OF THE WESTCHESTER MUNICIPAL CODE**

**WHEREAS**, the Village of Westchester (“Village”) has previously adopted the most recent versions of various building and construction codes to ensure the health and safety of the residents and visitors of the Village of Westchester; and

**WHEREAS**, the corporate authorities of the Village desire to amend Paragraph 2 and Paragraph 3 of Subsection C of Section 14.01.080, entitled “Permits – Variation – Special permit – Bond – Insurance”, of Article II, entitled “Permits”, of Chapter 14.01, entitled “Administration”, of Title 14, entitled “Buildings and Construction,” of the Westchester Municipal Code, in order to increase the minimum insurance requirements for building and construction contractors that seek to do business within the Village.

**NOW, THEREFORE, BE IT ORDAINED**, by the Village President and the Board of Trustees of the Village of Westchester, Cook County, Illinois, as follows:

**Section 1.** Subparagraph (2) of Paragraph (C) of Section 14.01.080, entitled “Permits – Variation – Special permit – Bond – Insurance”, of Article II, entitled “Permits”, of Chapter 14.01, entitled “Administration”, of Title 14, entitled “Buildings and Construction,” of the Westchester Municipal Code is hereby amended as follows:

- (2) Each applicant shall furnish an owners public liability and property damage insurance policy with an approved company with limits in the amount of one million dollars combined single limit per occurrence for bodily injury and property damage, protecting the Village against any and all loss, damage, or liability for injury to persons or property in connection with the work to be done under the permit applied for, or by any reason of any obstruction or operation on any streets or sidewalks in or about such building operations. If the building commissioner believes it desirable or requires any other type of insurance, bond or security, such other type of insurance, bond or other security shall be submitted to the president and board of trustees for approval.

**Section 2.** Subparagraph (3) of Paragraph (C) of Section 14.01.080, entitled “Permits – Variation – Special permit – Bond – Insurance”, of Article II, entitled “Permits”, of Chapter

14.01, entitled "Administration", of Title 14, entitled "Buildings and Construction," of the Westchester Municipal Code is hereby amended as follows:

- (3) There shall also be submitted at the same time, and as part of the application, certificates of insurance protecting the applicant from claims for injuries to persons and damage to property caused by anything happening within or upon the premises. The certificates of insurance shall be required to include the Village of Westchester as an additional insured and certificate holder, and are typically a CG2010 or CG2026, and a CG2001, CG 2012 (Permit Only) or blanket form, at least as broad. The certificates of insurance shall be required to show evidence of Workers' Compensation insurance, or if the contractor is self-employed with no employees, the contractor shall be required to provide a letter, on the contractor's letterhead, stating that the contractor is not required to carry Workers' Compensation insurance.

**Section 2.** Any ordinance or portion of any ordinance in conflict with any of the provisions of this Ordinance is hereby repealed solely to the extent of such conflict.

**Section 3.** This Ordinance shall be in full force and effect upon 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