

Our Mission: To foster an environment of economic growth and opportunity through effective partnerships with our citizens, businesses, and visitors while maintaining a high standard for quality of life in a progressive community which embraces its heritage.

### City of Oregon Council Agenda, Tuesday December 10<sup>th</sup>, 2024, 5:30 P.M. 115 N 3<sup>rd</sup> Street

Public Option: Join Meeting via Zoom
Meeting ID: 813 6110 3031
Passcode: 074939
One tap mobile
+13126266799

- 1. CALL TO ORDER
- 2. PLEDGE OF ALLEGIANCE
- 3. ROLL CALL
- 4. PRESENTATIONS
  - a. Josh Cofield Police Cadet
- 5. PUBLIC COMMENT
- 6. APPROVAL OF MINUTES
- 7. APPROVAL OF WARRANTS AND PAYROLL
- 8. BUSINESS ITEMS
  - a. Approve Ordinance 2024-018 Regulating Public Camping within Corporate Boundaries and other Actions in Connection therewith
- 9. PROCLAMATIONS, COMMENDATIONS, ETC
- 10. DISCUSSION ITEMS
  - a. 2025 Capital Improvement Projects
  - **b.** Building Code Updates
- 11. COMMITTEE REPORTS
  - a. PLANNING
  - **b.** ECONOMIC AND COMMUNITY DEVELOPMENT
  - c. FINANCE

The City of Oregon in accommodations to allow them to observe and/or participate in the meeting(s) or have questions about the accessibility of the meeting(s) or facilities, contact the City Manager Darin DeHaan at 815-732-6321 at least 24 hours before a scheduled meeting to allow the City to make reasonable accommodations for these persons.

- e. TREE BOARD
- f. PUBLIC ART COMMISSION
- g. OTHER

### 12. <u>DEPARTMENT AND OFFICER REPORTS</u>

- a. POLICE
- **b. PUBLIC WORKS**
- c. CITY CLERK
- d. CITY ATTORNEY
- e. <u>CITY MANAGER</u> City Manager's Report

### 13. COUNCIL REPORTS

- a. MEMBER WILSON
- b. MEMBER SCHUSTER
- c. MEMBER COZZI
- d. MEMBER KRUG
- e. MAYOR WILLIAMS
- 14. EXECUTIVE SESSION
- 15. ADJOURNMENT

A portion of the meeting maybe closed to the Public, immediately as permitted by 5 ILCS 120/2 (c) to discuss the appointment, employment, compensation, discipline, performance, or dismissal of specific employees of the City of Oregon, and as permitted by 5 ILCS 102/2 (c)(11) to discuss litigation against, affecting, or on behalf of the City which has been filed and is pending in a court or administrative tribunal of which is imminent and as permitted by 5 ILCS (c)(21) to review and approve closed session minutes and as permitted by 5 ILCS 120/2 (c) 2 Collective negotiating matters. **Possible action after executive session** 



## COUNCIL MEETING MINUTES Tuesday November 26<sup>th</sup>, 2024, 5:30 P.M. City Hall Council Chambers 115 N 3<sup>rd</sup> Street

The Council of the City of Oregon met Tuesday November 26th, 2024, at 5:30 P.M.

The meeting was held at the City Hall Council Chambers and on Zoom.

Present: Mayor Ken Williams

Council Member Tim Krug
Council Member Terry Schuster
Council Member Kurt Wilson
City Manager Darin DeHaan
City Attorney Paul Chadwick
Chief of Police Matt Kalnins
City Clerk Cheryl Hilton

Absent: Council Member Melanie Cozzi

Also Present: Bill Covell, Josiah Flanagan, George Howe, and Chad Ryan.

Present via Zoom: Earleen Hinton, Katherine Nagy, and Derke Price.

Mayor Ken Williams called the meeting to order at 5:30pm.

Attorney Paul Chadwick started the pledge of allegiance.

Council Members Krug, Schuster, Wilson, and Mayor Williams answered roll call. A quorum was present. Council Member Melanie Cozzi was absent.

### **Presentation**

None.

### **Public Comment**

None.

### **Approval of Minutes**

Mayor Ken Williams moved to approve the November 12<sup>th</sup>, 2024, minutes with the amendment to strike the vote count for Council Member Terry Schuster, Seconded by Council Member Terry Schuster.

**Discussion:** Council Member Terry Schuster was not allowed to vote during the meeting and the minutes showed a roll call vote of abstain. The roll call should have stated absent.

Roll Call: Krug, Schuster, Wilson, Williams. No Nays. Absent: Cozzi.

### **Approval of Warrants & Payroll**

Council Member Kurt Wilson moved to approve payroll in the amount of \$56,096.13 and the current warrants as listed:

Ace Hardware & Outdoor Center \$99.56 Airgas USA, LLC \$306.70 Bobcat of Rockford \$17.26

Box Materials LLC	\$960.00
Brooks Jewelers	\$225.00
Caspers Home Inspection, LLC	\$1,550.00
CDW Government	\$1,654.39
City of Oregon	\$5,500.00
City of Oregon	\$13,835.97
Comcast	\$827.73
Comcast	\$872.81
ComEd	\$284.87
ComEd	\$604.27
ComEd	\$3,426.66
DeKalb Implement	\$356.97
Dixon Glass Co	\$19,977.25
Ehmen	\$145.00
EM Benefits	\$1,731.77
Fehr Graham	\$1,910.00
Fehr Graham	\$106,000.00
Fischer's	\$557.20
Frontier	\$91.87
Galls, LLC	\$42.01
Gipper Farm & Gardens	\$12.00
Glenwood Center	\$450.00
Hawkins, Inc	\$2,556.62
Helm Civil	\$897.00
Illinois EPA	\$17,833.19
Illinois EPA	\$35,143.19
Kunes Country Auto Group	\$187.00
Manheim Solutions	\$2,592.00
Menards	\$141.84
Mid-West Truckers Association	\$604.00
Municipal Clerks of Illinois	\$55.00
Nicor	\$79.08
No Stone Unturned Crystals & More LLC	\$225.00
Ogle County Clerk & Recorder	\$60.00
Oregon Area Chamber of Commerce	\$1,500.00
Pace Analytical Services	\$2,920.10
Physicians Immediate Care	\$300.00
Postmaster	\$761.60
Quill	\$156.95
Stillman BancCorp	\$2,036.03
Sun Life Financial	\$358.22
Verizon	\$776.88
Village of Progress	\$1,280.00
Visa	\$1,551.55
	· )

Seconded by Council Member Tim Krug.

Roll Call: Krug, Schuster, Wilson, Williams. No Nays. Absent: Cozzi.

### **Business Items**

Council Member Tim Krug moved to approve Ordinance 2024-017 Tax Levy, Seconded by Council Member Terry Schuster.

**Discussion:** The tax levy was reviewed multiple times with Mayor Ken Williams and Council Member Terry Schuster. A couple of funds have a strong fund balance, adjustments were made to move some of the tax levy to funds such as the police department which does not fully fund itself. Last years tax levy was \$767,916, this year's tax levy is \$805,963.

Roll Call: Krug, Schuster, Wilson, Williams. No Nays. Absent: Cozzi.

Council Member Kurt Wilson moved to approve Resolution 2024-9 Authorizing the Disposal of Personal Property owned by the City of Oregon, Seconded by Council Member Tim Krug.

**Discussion:** This ordinance is done as needed. The police chief would like the option to trade the outdated guns in for new ones for new police officers.

Roll Call: Krug, Schuster, Wilson, Williams. No Nays. Absent: Cozzi.

Council Member Tim Krug moved to approve Resolution 2024-10 Requesting the Denial of a Solar Farm on Riverfront Property, Seconded by Council Member Kurt Wilson.

**Discussion:** The property the solar farm would be built on is not within city limits. The resolution, if approved, would be presented to the county board. The county board just passed an ordinance stating municipalities would be notified of any potential solar farms being built within a mile and a half of city limits. They are taking steps to make sure municipalities have a voice. A solar farm being built at this location could restrict the city from future growth.

Roll Call: Krug, Schuster, Wilson, Williams. No Nays. Absent: Cozzi.

### Proclamations, Commendations, Etc.

None.

### **Discussion Items**

None.

### **Committee Reports**

<u>Planning:</u> Public Hearing to be held for a variance request from the Oregon Fire Protection District.

**Economic & Community Development:** November meeting was cancelled. Will be creating a task force.

**Finance:** Completed tax levy.

<u>Sustainability:</u> The Ogle County Health Department has been growing micro-greens. They have created recipe cards and educational materials.

<u>Tree Board:</u> Twelve to fifteen more trees will be planted yet this year. The application for Tree City USA has been completed.

### **Department Reports**

<u>Police Chief Matt Kalnins:</u> The department will be fully staffed soon. They have reached out to another potential candidate. This candidate would go to the academy in January.

<u>Public Works Director Bill Covell:</u> They have been preparing for Candlelight Walk. The water/wastewater department had an EPA inspection as well. Public Works Director Bill Covell said Jeff Pennington did an excellent job.

<u>City Clerk Cheryl Hilton:</u> 2025 meeting dates and holidays are in the packets. <u>City Manager Darin DeHaan:</u> The police department has been dealing with homeless people in town. The homeless people have been given multiple opportunities to receive help, however they have been reluctant to accept the offers. He gave the City Council a proposed ordinance to review that was created by IML. The police officers need some tools to help with the issue.

### **Council Reports**

<u>Council Member Kurt Wilson:</u> Republic Services will be collecting garbage and recycling carts starting tomorrow.

<u>Council Member Terry Schuster:</u> Candlelight Walk will be this weekend and north 3<sup>rd</sup> Street will be lit with luminaries. Individual people and businesses have stepped forward to volunteer their time and services to the community.

Council Member Tim Krug: Wished everyone a Happy Thanksgiving.

<u>Mayor Ken Williams:</u> Thanked the city council for approving the resolution regarding the solar farm on riverfront property. He said the riverfront is precious and needs to be protected.

Mayor Ken Williams said the City Council will be going into Executive Session to discuss ongoing legal matters. There will be no vote taken after.

Council Member Kurt Wilson moved to go into Executive Session at 5:48 pm., Seconded by Council Member Tim Krug.

Roll Call: Krug, Schuster, Wilson, Williams. No Nays. Absent: Cozzi.

Council Member Kurt Wilson moved to adjourn the meeting, Seconded by Council Member Tim Krug.

Roll Call: Krug, Schuster, Wilson, Williams. No	o Nays. Absent: Cozzi.
Adjourn: 6:16 P.M.	
	Ken Williams, Mayor
Attest:	
Cheryl Hilton, City Clerk	

### December 10, 2024

## Ozogon

### Payroll in amount \$60,311.32 Holiday Vac \$31,407.74

Ancel Glink, P.C.	\$1,858.72
B & F Construction Code Services, Inc	\$7,000.00
Bonnell Industries	\$100.00
Caspers Home Inspection LLC	\$1,550.00
CDW Government	\$2,750.00
Cintas	\$147.18
City of Aledo IL	\$5,025.71
City of Oregon	\$4,007.89
City of Oregon	\$5,500.00
City of Oregon	\$14,556.80
Comcast	\$249.20
ComEd	\$8,362.18
Envision Heathcare	\$286.00
Fehr Graham	\$1,440.00
Fidelity Security Life Insurance	\$154.20
Frontier	\$134.20
Hawkins, Inc	\$1,304.35
Hey Tree Service, LLC	\$9,350.00
Illinois Association of Chiefs of Police	\$130.00
Illinois Public Works Mutual Aid Network	
Jen's Artisan Breads Ltd	\$100.00
Kaleel's	\$375.00
Ken Williams	\$875.00
	\$25.00
Martin and Company Excavating	\$142.80
Martin and Company Excavating	\$6,917.20
Martin and Company Excavating	\$19,501.65
Melanie Cozzi	\$25.00
Menards	\$104.97
NAPA	\$707.97
Northern Illinois Disposal Svcs O'Brien Civil Works Inc	\$23,880.45
	\$104,735.15
Pace Analytical Services	\$420.00
Pines Meadow	\$134.00
Republic Services #721 Shawn Melville	\$88.40
	\$250.00
Snyder's Pharmacy	\$275.45
Stillman BancCorp	\$2,036.03
Stratus Network, Inc	\$64.09
SundogIT	\$2,513.00
Uline	\$83.53
Village of Progress	\$1,280.00
Visa	\$731.14
Waste Water Management of Northern IL	\$5,640.00
Zoro Tools, Inc	\$193.34
	\$234,989.08

\_\_\_\_\_ City Manager



### CITY OF OREGON ORDINANCE 2024-018

## AN ORDINANCE REGULATING PUBLIC CAMPING WITHIN CORPORATE BOUNDARIES AND OTHER ACTIONS IN CONNECTION THEREWITH

WHEREAS, estimates provide that, in 2020, there were approximately 10,431 Illinoisans experiencing homelessness. ILL. OFF. TO PREVENT & END HOMELESSNESS, ILL. DEP'T HUM. SERVS., HOME ILLINOIS: ILLINOIS' PLAN TO PREVENT AND END HOMELESSNESS (2022), available at https://perma.cc/QV8K-3XGK; and,

WHEREAS, a 2022 study by the United States (U.S.) Department of Housing and Urban Development estimated that 9,212 people were experiencing homelessness in Illinois in January 2022, with an estimated 20.6% of those homeless persons being unsheltered, meaning they have no form of shelter on which to rely. OFF. POL'Y DEV. & RSCH., U.S. DEP'T HOUS. & URB. DEV., PIT ESTIMATES OF HOMELESSNESS IN THE U.S. (2022), available at https://www.huduser.gov/portal/sites/default/files/xls/2007-2022-PIT-Counts-by-State.xlsx; and,

WHEREAS, the estimates provided by the U.S. Department of Housing and Urban Development "likely underestimate the size of the homeless population because identifying people experiencing homelessness is inherently difficult." U.S. GOV'T ACCOUNTABILITY OFF., GAO-20-433, HOMELESSNESS: BETTER HUD OVERSIGHT OF DATA COLLECTION COULD IMPROVE ESTIMATES OF HOMELESS POPULATION (2020), available at https://perma.cc/7ZUQ-U5CE.

WHEREAS, the American Public Health Association has recognized homelessness as a public health issue, since research shows that homeless individuals (1) suffer "higher mortality rates and chronic disease loads" than non-homeless populations; (2) "overuse emergency services, leading to higher costs for treatment" for all persons; and, (3) with no form of shelter "can exacerbate conditions such as diabetes and hepatitis C . . . ." Housing and Homelessness as a Public Health Issue, Am. Pub. Health Ass'n (Nov. 7, 2017), https://www.apha.org/policies-and-advocacy/public-health-policy-statements/policy-database/2018/01/18/housing-and-homelessness-as-a-public-health-issue; see also Bernard Beall et al., Invasive Pneumococcal Disease Clusters Disproportionally Impact Persons Experiencing Homelessness, Injecting Drug Users, and the Western United States, 226 J. Infectious Diseases 332 (2022), available at https://doi.org/10.1093/infdis/jiac058. (finding that "invasive pneumococcal disease" was "disproportionally represented" in the homeless population when compared against populations not experiencing homelessness); and,

**WHEREAS**, the U.S. Interagency Council on Homelessness has noted that people "who experience homelessness die nearly 30 years earlier than the average American—and often from easily treatable illnesses." Homelessness Data & Trends, U.S. INTERAGENCY COUNCIL ON HOMELESSNESS, https://www.usich.gov/guidance-reports-data/data-trends

(last visited July 15, 2024); and,

- **WHEREAS**, the City of Oregon is a non-home rule Illinois municipality pursuant to the Constitution of the State of Illinois of 1970, as amended; and,
- **WHEREAS,** pursuant to Section 1-1-4 of the Illinois Municipal Code (65 ILCS 5/1-1-4), the City has those powers conferred upon it by the Illinois Municipal Code; and,
- **WHEREAS**, the Section 1-2-1 of the Illinois Municipal Code (65 ILCS 5/1-2-1), provides that the corporate authorities of each municipality may pass all ordinances and make all rules and regulations proper or necessary, to carry into effect the powers granted to municipalities, with such fines or penalties as may be deemed proper; and,
- **WHEREAS,** Section 1-2-1.1 of the Illinois Municipal Code (65 ILCS 5/1-2-1.1) empowers the corporate authorities of the municipality to pass ordinances to regulate any matter that is expressly within the powers granted to the municipality by making the violation a misdemeanor punishable by up to six (6) months of incarceration; and,
- **WHEREAS,** Section 1-1-10 of the Illinois Municipal Code (65 ILCS 5/1-1-10) empowers the corporate authorities of the municipality to exercise all powers granted to it expressly, by necessity, by the Illinois Municipal Code, by Illinois statute, or by the Illinois Constitution; and,
- **WHEREAS**, Section 11-20-5 of the Illinois Municipal Code (65 ILCS 5/11-20-5) empowers the corporate authorities of each municipality to "do all acts and make all regulations which may be necessary or expedient for the promotion of health or the suppression of diseases"; and,
- **WHEREAS,** Section 11-60-2 of the Illinois Municipal Code (65 ILCS 5/11-60-2) empowers the corporate authorities of each municipality to define, prevent and abate nuisances; and,
- **WHEREAS,** Section 3-102 of the Local Governmental and Governmental Employees Tort Immunity Act (745 ILCS 10/3-102) obligates the City to "exercise ordinary care to maintain public property in a reasonably safe condition." Bubb v. Springfield Sch. Dist. 186, 167 Ill. 2d 372, 377 (1995) (citing 745 ILCS 10/3-102); and,
- WHEREAS, the Local Governmental and Governmental Employees Tort Immunity Act generally immunizes municipalities from damages claims where the public property was not being used in the manner intended and permitted by the municipality. See Wojdyla v. City of Park Ridge, 148 Ill. 2d 417, 421–22 (1992) (quoting 745 ILCS 10/3-102(a)) ("Thus, for a pedestrian to be protected in the present circumstances by the statute, he must be an intended and permitted user of the property under the control of the city."); and,
- **WHEREAS,** in City of Grants Pass, Oregon v. Johnson, 603 U.S. \_\_\_\_, 144 S. Ct. 2202 (2024), the United States Supreme Court held that the criminalization of "public camping", as defined in the City of Grants Pass's ordinance, did not unconstitutionally infringe

on the Eighth Amendment rights of homeless and otherwise unhoused persons within said City; and,

**WHEREAS**, in Johnson, the United States Supreme Court acknowledged that homelessness is a "complex and serious social issue" whose "causes are many" and which "cries out for effective responses" to combat it. Johnson, 603 U.S. \_\_\_\_\_, slip op. at 10, 34; and,

**WHEREAS,** in Johnson, the United States Supreme Court relied heavily on the "stepwise" escalation of penalties in Grants Pass's ordinance to uphold its constitutionality. Id. at 11, 16–17; and,

**WHEREAS,** in view of the foregoing, the City Council believes that it is appropriate, necessary and in the best interests of the City and its residents, that the City implement a Public Camping Prohibition and related enforcement mechanisms, to address the myriad public concerns that public camping creates.

**NOW THEREFORE**, be it ordained by the Council of the City of Oregon, in the State of Illinois, as follows:

**SECTION 1:** <u>ADOPTION</u> "12.20 PUBLIC CAMPING" of the City of Oregon Municipal Code is hereby *added* as follows:

### ADOPTION

12.20 PUBLIC CAMPING(Added)

**SECTION 2:** <u>ADOPTION</u> "12.20.010 Definitions" of the City of Oregon Municipal Code is hereby *added* as follows:

### ADOPTION

12.20.010 Definitions(*Added*)

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

BEDDING: a sleeping bag, or any other material, used for bedding purposes.

CAMPSITE: any physical space that is not within an established structure, where Bedding or any stove or fire is placed, established or maintained for the purpose of maintaining a temporary place to live, whether or not such place incorporates the use of any tent, lean-to, shack or any other structure, or any vehicle or part thereof.

EXEMPT PERSONAL PROPERTY: items which would otherwise constitute Personal Property under the terms of this Ordinance, but which,

- A. has no apparent utility or monetary value;
- B. Personal Property which is unsanitary to store or otherwise maintain;
- C. any weapon possessed illegally;
- D. drug paraphernalia;
- E. items appearing to be stolen or otherwise appearing to be evidence of a crime;
- <u>F.</u> items which the person cannot demonstrate the requisite lawful authority to possess; and.
- G. any items of food which can reasonably be expected to spoil or otherwise perish within the next 30 days.

PERSONAL PROPERTY: any item reasonably recognizable as belonging to a person and having apparent utility or monetary value, except for Exempt Personal Property.

<u>PUBLIC CAMPING</u>: to cause or participate in the establishment of, or the act of remaining in or at, a Campsite.

**SECTION 3:** <u>ADOPTION</u> "12.20.020 Public Camping Prohibited" of the City of Oregon Municipal Code is hereby *added* as follows:

### ADOPTION

### 12.20.020 Public Camping Prohibited(Added)

- A. No person may sleep, nor otherwise engage in Public Camping, on a public sidewalk, street, alley, lane, other public right-of-way, park, bench, or any other publicly owned property, nor on or under any bridge or viaduct, at any time.
- B. No person may sleep, nor otherwise engage in Public Camping, in any pedestrian or vehicular entrance to public or private property abutting a public right-of-way.
- C. No person may sleep, nor otherwise engage in Public Camping, on any real property owned or otherwise maintained by the City.
- D. No person may park a vehicle overnight within the City for the purposes of sleeping or otherwise engaging in Public Camping in said vehicle.
- E. For the purposes of this section, the act of parking or leaving a vehicle parked for two consecutive hours, and/or remaining within a public vehicle on any property under the jurisdiction of the City for the purpose of Public Camping, for two consecutive hours without permission from the City Council, between the hours of midnight and 6:00 a.m., shall be considered a violation of this Ordinance.

**SECTION 4:** <u>ADOPTION</u> "12.20.030 Exceptions To Prohibition" of the City of Oregon Municipal Code is hereby *added* as follows:

### ADOPTION

12.20.030 Exceptions To Prohibition(Added)

Notwithstanding the foregoing, it shall not be a violation to engage in Public Camping when done:

- A. in a manner specifically authorized by this Code;
- B. after a formal declaration of the City in emergency circumstances; or,
- C. upon resolution of the City Council, the same may exempt a special event from the prohibitions of this section, if the City Council finds exemption to be in the public interest and consistent with the goals and objectives of the City Council, and with such conditions imposed as the City Council deems necessary. Any conditions imposed will include a condition requiring that the applicant provide evidence of adequate insurance coverage and agree to indemnify the City for any liability, damage or expense incurred by the City as a result of the activities of the applicant. Any findings by the City Council shall specify the exact dates and location covered by the exemption.

**SECTION 5:** <u>ADOPTION</u> "12.20.040 Removal Of Campsite" of the City of Oregon Municipal Code is hereby *added* as follows:

### ADOPTION

12.20.040 Removal Of Campsite (Added)

Removal of a Campsite in violation of this Ordinance may occur under the following circumstances:

- A. Prior to removing a Campsite, the City shall post a notice, 24-hours in advance of the removal, unless immediate removal of the Campsite is deemed to be necessary for one of the reasons in subparagraphs 1-4 below. If such immediate removal is undertaken, the basis for causing the immediate removal of such Campsite should be adequately documented by the appropriate person(s).
  - 1. immediate removal of the Campsite is necessary to maintain access to a property;
  - 2. immediate removal of the Campsite is necessary to maintain the sanitary condition of the property;
  - 3. immediate removal of the Campsite is necessary because the Campsite is an obstruction to any public right-of-way; or,

- 4. immediate removal of the Campsite is necessary because the Campsite poses a risk to the health and safety of the City and its residents.
- B. Upon any action pursuant in this section, the person causing such action to be taken shall inform an appropriate agency delivering social services to homeless individuals in the City, of the location of the Campsite and the persons found to be in violation of this Ordinance, so said agency must determine whether or not it would be appropriate to offer its services to those persons.
- C. If a 24-hour notice has been posted, and the 24-hour notice period has passed, then the Campsite, as well as all Personal Property thereon, shall be removed by the appropriate person(s) acting on behalf of the City.
- D. No portion of this Section shall be construed to prohibit any person found to be engaging in Public Camping from removing their Personal Property from the Campsite; however, such Personal Property that constitutes Exempt Personal Property and which a reasonably prudent law enforcement officer exercising the applicable constitutional standard, would conclude that said Exempt Personal Property constitutes items appearing to be stolen or otherwise appearing to be evidence of a crime, and/or items which the person cannot demonstrate the requisite lawful authority to possess, may be retained and stored as evidence.

**SECTION 6:** <u>ADOPTION</u> "12.20.060 Disposition And Release Of Personal Property" of the City of Oregon Municipal Code is hereby *added* as follows:

### ADOPTION

12.20.060 Disposition And Release Of Personal Property (Added)

- A. All Personal Property removed from any Campsite which is not Exempt Personal Property shall be stored by the appropriate law enforcement agency for the City, for a minimum of 30 days, during which time it shall be reasonably available for and released to an individual confirming ownership.
- B. All Exempt Personal Property may be disposed of or retained as evidence by the appropriate law enforcement agency of the City.

**SECTION 7:** <u>ADOPTION</u> "12.20.080 Penalty; Mitigation" of the City of Oregon Municipal Code is hereby *added* as follows:

### ADOPTION

12.20.080 Penalty; Mitigation(Added)

A. The penalty for any person's first violation of this Ordinance within a rolling twenty-

- four (24) month period shall be \$75.00.
- B. The penalty for any person's second violation of this Ordinance within a rolling twenty-four (24) month period shall be \$150.00.
- C. The penalty for any person's third violation of this Ordinance within a rolling twenty-four (24) month period shall be \$350.00.
- D. The penalty for any person's fourth violation of this Ordinance within a rolling twenty-four (24) month period shall be \$500.00.
- E. The penalty for any person's fifth violation of this Ordinance within a rolling twenty-four (24) month period shall be \$750.00.
- F. The penalty for any person's six or subsequent violation of this Ordinance within a rolling twenty-four (24) month period may be a monetary penalty of \$750.00 or incarceration for a period not exceeding the maximum time allowed pursuant to Section 1-2-9 of the Illinois Municipal Code (65 ILCS 5/1-2-9).
- G. As a substitute for any monetary penalty assessed pursuant to paragraphs A-F, above, and if consented to by the City, the penalty assessed to any person found in violation of this Ordinance may be that said person must engage in public service by cleaning the rights-of-way and other public facilities of the City for an amount of time that, if the person found to have violated this Ordinance was being paid the minimum wage under Illinois law, the amount paid for that person's labors would have been equal to the monetary penalty assessed under this Ordinance.
- H. The City is hereby empowered to exercise all powers afforded to it, at law or in equity, to collect any fines assessed against a person pursuant to this Ordinance, including but not limited to seeking incarceration of said person for a period of time that conforms with Section 1-2-9 of the Illinois Municipal Code (65 ILCS 5/1-2-9).
- I. In the imposition of any penalty pursuant to this Section, the penalty shall be mitigated by whether or not the person immediately removed all Personal Property and litter, including but not limited to bottles, cans and garbage, from the Campsite after the person was informed that the person was in violation of this Ordinance.
- J. A separate offense of this Ordinance shall be deemed committed on each day on which a violation occurs or continues.
- K. In addition to any other remedy provided by law or this Ordinance, any person found in violation of this section may be immediately removed from the premises where the Campsite is located.

**SECTION 8:** <u>INCORPORATION OF RECITALS</u> The foregoing recitals shall be and are hereby incorporated as findings of fact as if said recitals were fully set forth herein.

**SECTION 9: PUBLIC CAMPING AS A NUISANCE** Public Camping, as the term is defined herein, is hereby declared to be a nuisance within the City for the reasons identified above.

SECTION 10: REGULATION OF PUBLIC CAMPING NECESSARY

TO PROMOTE PUBLIC HEALTH In an effort to address the public health concerns identified above, the City Council of the City hereby declare it necessary or expedient for the promotion of health or the suppression of diseases, to regulate Public Camping, as that term is defined herein, within the City's corporate limits.

SECTION 11: PUBLIC CAMPING NOT INTENDED USE OF
PUBLIC PROPERTY Except for those parcels of property specifically designated by the
City in any subsequent ordinance, the City hereby declares that none of its property is
permitted nor intended to be used for Public Camping, as the term is defined herein.

# PASSED AND ADOPTED BY THE CITY OF OREGON COUNCIL AYE NAY ABSENT ABSTAIN Council Member Kurt Wilson Council Member Terry Schuster Council Member Tim Krug Council Member Mel Cozzi Mayor Ken Williams Presiding Officer Attest Cheryl Hilton, City Clerk, City of Oregon Cheryl Hilton, City Clerk, City of Oregon



### CITY OF OREGON ORDINANCE 2024-019

**NOW THEREFORE**, be it ordained by the Council of the City of Oregon, in the State of Illinois, as follows:

**SECTION 1:** <u>ADOPTION</u> "26.04.100 Permit Extensions" of the City of Oregon Municipal Code is hereby *added* as follows:

### BEFORE ADOPTION

26.04.100 Permit Extensions (Non-existent)

### AFTER ADOPTION

26.04.100 Permit Extensions(Added)

- A. All construction permits shall be valid for a maximum of 180 days.
- B. When construction incomplete an application for a permit extension shall be provided by the contractor. It shall include the rational for requestiing an extension.
- C. A fee for permit extensions shall be as follows:
  - 1. 1st extension 50% of the original fee
  - 2. 2nd extension 75% of the original fee
  - 3. 3rd extension 100% of the original fee
  - 4. 4th extension 150% of the original fee

**SECTION 2:** <u>AMENDMENT</u> "26.04.010 Stop Order" of the City of Oregon Municipal Code is hereby *amended* as follows:

### BEFORE AMENDMENT

26.04.010 Stop Order

The building code official or an agent designated by the building code official shall have the power to order all work stopped on construction, alteration or repair of buildings within the city if such work is being done in violation of any provision of the code. Work shall not be resumed after the issuance of a stop order except on the written permission of the building code official and countersigned by the City Manager. Such stop order may be served by the building code official or any police officer.

(Code 1987, § 2-105; Ord. No. 1095, § 2, 8-12-1996)

### AFTER AMENDMENT

26.04.010 Stop Order

The Bbuilding eCode oOfficial or an agent designated by the bBuilding eCode oOfficial shall have the power to order all work stopped on construction, alteration or repair of buildings within the city if such work is being done in violation of any provision of the code. Work shall not be resumed after the issuance of a stop order except on the written permission of the bBuilding eCode oOfficial and countersigned by the City Manager. Such stop order may be served by the bBuilding eCode oOfficial or any police officer.

(Code 1987, § 2-105; Ord. No. 1095, § 2, 8-12-1996)

**SECTION 3:** <u>AMENDMENT</u> "26.04.020 Right Of Entry For Inspection" of the City of Oregon Municipal Code is hereby *amended* as follows:

### BEFORE AMENDMENT

26.04.020 Right Of Entry For Inspection

The building code official or designated agent shall have the power to make or cause to be made an entry into any building or on any premises where work is occurring or has been done which requires the inspection of this official.

(Code 1987, § 2-106; Ord. No. 1095, § 2, 8-12-1996)

### AFTER AMENDMENT

26.04.020 Right Of Entry For Inspection

The <u>bB</u>uilding <u>eC</u>ode <u>oO</u>fficial or designated agent shall have the power to make or cause to be made an entry into any building or on any premises where work is occurring or has been done which requires the inspection of this official.

(Code 1987, § 2-106; Ord. No. 1095, § 2, 8-12-1996)

**SECTION 4:** <u>AMENDMENT</u> "26.04.050 Awnings" of the City of Oregon Municipal Code is hereby *amended* as follows:

### BEFORE AMENDMENT

26.04.050 Awnings

- A. All awnings erected over any street or sidewalk in the city shall be elevated at least eight feet at the lowest part thereof above the top of the sidewalk and shall not project over such sidewalk to exceed three-fourths of the width thereof, and the roof or covering of all such awnings shall be of duck, canvas, metal or other fire-resistant material, and they shall be supported without posts, by brackets or framework attached firmly and safely to the building so as to leave the sidewalk wholly unobstructed thereby. It shall be unlawful to erect or construct any awning in any other manner, or with any other material than as specified in this paragraph.
- B. When any awning shall become decayed, broken or insecure, the same shall be taken down and removed within 24 hours after notice from the building code official or the city manager.

(Code 1970, §§ 6-1-1, 6-1-2; Code 1987, § 3-3)

**State Law reference**— Municipal regulation of awnings, 65 ILCS 5/11-80-14.

### AFTER AMENDMENT

26.04.050 Awnings

- A. All awnings erected over any street or sidewalk in the city shall be elevated at least eight feet at the lowest part thereof above the top of the sidewalk and shall not project over such sidewalk to exceed three-fourths of the width thereof, and the roof or covering of all such awnings shall be of duck, canvas, metal or other fire-resistant material, and they shall be supported without posts, by brackets or framework attached firmly and safely to the building so as to leave the sidewalk wholly unobstructed thereby. It shall be unlawful to erect or construct any awning in any other manner, or with any other material than as specified in this paragraph.
- B. When any awning shall become decayed, broken or insecure, the same shall be taken down and removed within 24 hours after notice from the <u>bB</u>uilding <u>eC</u>ode <u>oO</u>fficial or the <u>eC</u>ity <u>mM</u>anager.

(Code 1970, §§ 6-1-1, 6-1-2; Code 1987, § 3-3)

**State Law reference**— Municipal regulation of awnings, 65 ILCS 5/11-80-14.

**SECTION 5:** <u>AMENDMENT</u> "26.04.080 Building Demolition" of the City of Oregon Municipal Code is hereby *amended* as follows:

### BEFORE AMENDMENT

26.04.080 Building Demolition

The following requirements shall be met before tearing down any building and/or disposing of

debris, lumber, brick, etc., within the corporate limits of the city:

- A. Backfilling Of Excavations: Any excavation work in or under city sidewalks or streets shall be backfilled in accordance with specifications required by the city director of public works or his/her designee.
- B. Water And Sewer Mains: All water and sewer mains to abandoned buildings are to be as follows:
  - 1. Water mains must be shut off at the city main connection, or at the curb stop, and to the satisfaction of the public works director or his/her designee.
  - 2. Sewer mains must be properly plugged and remain uncovered until approved by the public works director or his/her designee.
- C. Burying Of Debris Prohibited: No burying of building materials at excavation or demolition site within the corporate limits.
- D. Barricades: Barricades to be erected while demolition work is progressing. Excavation or demolition in or upon any unenclosed lot or ground bounded by any street shall have sufficient fence as long as excavation or demolition shall remain open.
- E. Plan Submittal; Time Estimate; Extensions Of Time: The applicant shall submit his plan for taking down buildings to be razed, including the basic requirements to level and backfill and the time limit for executing the demolition at least ten days prior to demolition. If an extension of time is necessary, the city must be so notified and an extension granted.
- F. Insurance Required: No applicant shall commence excavation or demolition work until the insurance requirements have been obtained and paid for. Homeowner's insurance with liability limits not less than \$100,000.00 for any death or injury to a person and for property damage occurring during the course of the demolition work and cleanup work, including legal fees. A copy of said policy is to be deposited with the clerk of the city.

(Code 1987, § 3-6; Ord. No. 943, 7-30-1987)

### AFTER AMENDMENT

### 26.04.080 Building Demolition

The following requirements shall be met before tearing down any building and/or disposing of debris, lumber, brick, etc., within the corporate limits of the city:

- A. Backfilling <u>Oof</u> Excavations: Any excavation work in or under city sidewalks or streets shall be backfilled in accordance with specifications required by the city director of public works or his/her designee.
- B. Water Aand Sewer Mains: All water and sewer mains to abandoned buildings are to be as follows:
  - 1. Water mains must be shut off at the city main connection, or at the curb stop, and to the satisfaction of the public works director or his/her designee.
  - 2. Sewer mains must be properly plugged and remain uncovered until approved by the public works director or his/her designee.

- C. Burying Oof Debris Prohibited: No burying of building materials at excavation or demolition site within the corporate limits.
- D. Barricades: Barricades to be erected while demolition work is progressing. Excavation or demolition in or upon any unenclosed lot or ground bounded by any street shall have sufficient fence as long as excavation or demolition shall remain open.
- E. Plan Submittal; Time Estimate; Extensions Of Time: The applicant shall submit his plan for taking down buildings to be razed, including the basic requirements to level and backfill and the time limit for executing the demolition at least ten days prior to demolition. If an extension of time is necessary, the city must be so notified and an extension granted.
- F. Insurance Required: No applicant shall commence excavation or demolition work until the insurance requirements have been obtained and paid for. Homeowner's insurance with liability limits not less than \$100,000.00 for any death or injury to a person and for property damage occurring during the course of the demolition work and cleanup work, including legal fees. A copy of said policy is to be deposited with the clerk of the city.

(Code 1987, § 3-6; Ord. No. 943, 7-30-1987)

**SECTION 6:** <u>AMENDMENT</u> "26.08.010 Building Permits" of the City of Oregon Municipal Code is hereby *amended* as follows:

### BEFORE AMENDMENT

### 26.08.010 Building Permits

- A. It is unlawful to construct or alter any building or structure in the city where there are to be any changes in the height, outside dimensions, or any structural changes, or where the bearing walls of any building or structure are altered, or where a porch, breezeway, carport, or other roofed area is enclosed, without first securing a building permit. No new building permit shall be issued unless the water connection charge, water meter charge, sewer connection charge, and any other cost owed to the city are paid in full.
- B. Applications for such permits shall be made to the city clerk and shall be accompanied by a complete permit application, two site plans and two sets of building plans. The building inspector shall review the plans within 14 days. Upon approval of the plans by the building inspector the city clerk will contact the applicant to pick up the permit. The applicant must remit all permit fees, hookup fees, and any impact fees prior to receiving the approved building permit. Upon payment of all fees, the applicant shall receive a hard copy of the permit to be posted on the premises.
- C. When a building permit is required and work is started or proceeded with prior to obtaining the same, the specified fee shall be doubled. The payment of such doubled fee shall not relieve any person from fully complying with the requirements of this

- Code, nor from the completion of any work.
- D. It is unlawful to vary materially from the approved plans and specifications deposited with and approved by the building inspector unless amended plans and specifications showing such proposed alteration or variation are first filed with and approved by the building inspector.
- E. Allow 24-hours' advance notification for all inspections. If the building inspector needs to return more than once for the same phase of any required inspection, an additional fee will be required prior to continuing construction. Work shall not proceed until the building inspector approves various stages of construction.
- F. If the permit holder does not call for required inspections, the building inspector may require the owner or contractor to remove or open any necessary materials for the inspection to be completed.
- G. A permit shall become null and void if construction work is not started within six months from the date the permit is issued. The permit expires after one year. If work is not completed in one year, the applicants holding an unexpired permit may apply for a one time six-month extension, provided the permit holder can show good and satisfactory reasons beyond control that the work cannot be commenced within the six-month period from the original permit issue date.
- H. A permit, which has expired for six months or less, may be renewed provided no changes have been made in the original plans and specifications for such work. The renewal fee shall be as shown in the fee schedule. Permits which have been expired for longer than six months require a new application and payment of the full permit fee as shown in the fee schedule.

(Code 1987, § 3-7; Ord. No. 09-101, 2-23-2009)

### AFTER AMENDMENT

### 26.08.010 Building Permits

- A. It is unlawful to construct or alter any building or structure in the city where there are to be any changes in the height, outside dimensions, or any structural changes, or where the bearing walls of any building or structure are altered, or where a porch, breezeway, carport, or other roofed area is enclosed, without first securing a building permit. No new building permit shall be issued unless the water connection charge, water meter charge, sewer connection charge, and any other cost owed to the city are paid in full.
- B. Applications for such permits shall be made to the city clerk and shall be accompanied by a complete permit application, two site plans and two sets of building plans. The bBuilding iInspector shall review the plans within 14 days. Upon approval of the plans by the bBuilding iInspector the city clerk will contact the applicant to pick up the permit. The applicant must remit all permit fees, hookup fees, and any impact fees prior to receiving the approved building permit. Upon payment of all fees, the applicant shall receive a hard copy of the permit to be posted on the premises.
- C. When a building permit is required and work is started or proceeded with prior to obtaining the same, the specified fee shall be doubled. The payment of such doubled

- fee shall not relieve any person from fully complying with the requirements of this Code, nor from the completion of any work.
- D. It is unlawful to vary materially from the approved plans and specifications deposited with and approved by the <u>bB</u>uilding <u>iInspector</u> unless amended plans and specifications showing such proposed alteration or variation are first filed with and approved by the <u>bB</u>uilding <u>iInspector</u>.
- E. Allow 24-hours' advance notification for all inspections. If the bBuilding iInspector needs to return more than once for the same phase of any required inspection, an additional fee will be required prior to continuing construction. Work shall not proceed until the bBuilding iInspector approves various stages of construction.
- F. If the permit holder does not call for required inspections, the <u>bB</u>uilding <u>iI</u>nspector may require the owner or contractor to remove or open any necessary materials for the inspection to be completed.
- G. A permit shall become null and void if construction work is not started within six months from the date the permit is issued. The permit expires after one year. If work is not completed in one year, the applicants holding an unexpired permit may apply for a one-time six-month extension, provided the permit holder can show good and satisfactory reasons beyond control that the work cannot be commenced within the six-month period from the original permit issue date.
- H. A permit, which has expired for six months or less, may be renewed provided no changes have been made in the original plans and specifications for such work. The renewal fee shall be as shown in the fee schedule. Permits which have been expired for longer than six months require a new application and payment of the full permit fee as shown in the fee schedule.
- I. When construction is not complete within 180 days, an application for a permit extension shall be provided by the contractor. It shall include the rational for requesting an extension.
- J. The fee for permit extensions shall be as follows:
  - 1. 1st extension 50% of the original fee.
  - 2. 2nd extension 75% of the original fee
  - 3. 3rd extension 100% of the original fee
  - 4. 4th extension 150% of the original fee.

(Code 1987, § 3-7; Ord. No. 09-101, 2-23-2009)

**SECTION 7:** <u>AMENDMENT</u> "26.08.020 Inspections" of the City of Oregon Municipal Code is hereby *amended* as follows:

### BEFORE AMENDMENT

26.08.020 Inspections

A. Authorization And Enforcement: The city building inspector is hereby granted the

authority to make such inspections, tests, or examinations as may be necessary for enforcing the provisions of this chapter or for determining compliance with the requirements therein.

### B. Fines:

- 1. First Offense: A fine shall be imposed per the fine schedule.
- 2. Subsequent Offense: A fine shall be imposed per the fine schedule.
- C. Permit Holder To Allow Inspection If Not Timely Scheduled: If an inspection is not scheduled in a timely manner, the city building inspector may require the permit holder or contractor to remove, dismantle or open any necessary materials to allow for a proper inspection at the expense of the permit holder.
- D. Injunction; Reimbursement Of Fees And Costs: The municipality may pursue an injunction in the properly designated court, and should the city prevail the permit holder shall be responsible to reimburse the city for all reasonable attorney fees and costs associated with such action.

(Code 1987, § 3-8; Ord. No. 2011-102, 1-24-2011)

**State Law reference**—Penalties for ordinance violations, 65 ILCS 5/1-2-1 et seq.

### AFTER AMENDMENT

### 26.08.020 Inspections

- A. Authorization <u>aAnd</u> Enforcement: The city <u>bBuilding iInspector</u> is hereby granted the authority to make such inspections, tests, or examinations as may be necessary for enforcing the provisions of this chapter or for determining compliance with the requirements therein.
- B. Fines:
  - 1. First Offense: A fine shall be imposed per the fine schedule.
  - 2. Subsequent Offense: A fine shall be imposed per the fine schedule.
- C. Permit Holder <u>t</u>To Allow Inspection <u>f</u>If <u>n</u>Not Timely Scheduled: If an inspection is not scheduled in a timely manner, the city <u>b</u>Building <u>i</u>Inspector may require the permit holder or contractor to remove, dismantle or open any necessary materials to allow for a proper inspection at the expense of the permit holder.
- D. Injunction; Reimbursement Oof Fees And Costs: The municipality may pursue an injunction in the properly designated court, and should the city prevail the permit holder shall be responsible to reimburse the city for all reasonable attorney fees and costs associated with such action.

(Code 1987, § 3-8; Ord. No. 2011-102, 1-24-2011)

**State Law reference**—Penalties for ordinance violations, 65 ILCS 5/1-2-1 et seq.

## **SECTION 8:** <u>AMENDMENT</u> "26.08.030 Adopted" of the City of Oregon Municipal Code is hereby *amended* as follows:

### BEFORE AMENDMENT

### 26.08.030 Adopted

- A. Adoption Of Northwest Illinois Regional Building Code: The city hereby adopts the Northwest Illinois Regional Building Code, together with all amendments and appendix chapters to the family of codes referred as the Northwest Illinois Regional Building Code as the applicable building code for the city. The Northwest Illinois Regional Building Code shall consist of the following:
  - 1. 2015 International Residential Code.
  - 2. 2015 International Building Code.
  - 3. 2015 International Existing Building Code.
  - 4. 2015 International Fire Code.
  - 5. 2015 International Mechanical Code.
  - 6. 2015 International Fuel Gas Code.
  - 7. 2015 Energy Conservation Code.
  - 8. 2015 International Property Maintenance Code.
  - 9. 2015 NFPA 101 Life Safety Code.
  - 10. 2014 National Electrical Code.
  - 11. Illinois State Plumbing Code (current edition).
- B. Location And Maintenance Of Code: The city shall maintain a copy of the Northwest Illinois Regional Building Code on file and available for inspection in the building department at city hall.
- C. Reference To City: The Northwest Illinois Regional Building Code shall be amended by inserting the reference to the city at all appropriate places.

(Code 1987, § 3-71; Ord. No. 1088, § 1, 5-13-1996; Ord. No. 1181, 11-12-2002; Ord. No. 2015-108, 11-24-2015)

**State Law reference**— Incorporation by reference of certain construction regulations, 65 ILCS 5/1-3-1 et seq.; fire safety regulations, 65 ILCS 5/11-8-1 et seq.; municipal plumbing regulations, 65 ILCS 5/11-20-5; Illinois Plumbing License Law, 225 ILCS 320/0.01 et seq.; municipal control over building and construction, 65 ILCS 5/11-30-1 et seq.

### AFTER AMENDMENT

### 26.08.030 Adopted

- A. The following are the amendments to the adopted codes
  - 1. 2021 International Residential Code

The following are the additions, deletions and insertions to the adopted code:

Section 101.1 Insert the City of Oregon

Section 103.1 Insert Building Department

Section 108.2 & 113.4 & 114.4 Insert the City of Oregon fee schedule

Section 112.1 Add the following: The Planning and Zoning Commission shall serve as the Board of Appeals.

Complete Table 301.2

	Table 301.2 CLIMATIC AND GEOGRAPHIC DESIGN CRITIERA											
GR OU ND	<u>OU</u>		Seismi C Desig n Categ ory	Subject to Damage			<u>Ice</u> Barrier Underl Flood	<u>Air</u> <u>Mean</u>				
SN OW LO AD	Sp eed (m ph)	Top ogr aph ic effe cts	Spe cial win d regi on	Win dbor ne Debr is Zon e		Weat herin g	Frost Line Depth	Termi te	aymen <u>t</u> Requir ed	<u>Hazar</u> <u>d</u>	Freez ing Index	Annual Temp
250	11 5	NO	NO	NO	A	Sever e	42	Sever e	YES	<u>See</u> <u>Map</u>	2000	<u>50</u>
	MANUAL J DESIGN CRITERIA											
Elevation reconstruction reconstruction Fa		Altit ude Cor recti on Fact or	Coin cide nt Wet- Bulb	Indoor winter design dry bulb tempe rature	Indoor winter design Dry-bulb temperature			Outdoor winter design Dry- bulb temperature		Heating temperature difference		
	705 1 74 70		70	70			-1		<u>71</u>			
				Indo or								

Lattitude	Dail y Ran ge	Sum mer Desi gn Rela tive humi dity	Summ er design gains	Indoor summer design Dry-bulb temperature	Outdoor summer design Dry-bulb temperature	Cooling temperature difference
42	M	50	37	75	88	<u>13</u>

R313.1 Change as follows: Townhouse automatic sprinkler systems. An automatic sprinkler system shall be installed in townhouse unless there is a two-fire rated assembly between the townhouses. The rating shall be horizontal or vertical based on the building layout.

R313.2 delete the entire section.

M1601.1.1 add #7.7 Foil faced duct board can only be used for return ducts.

Delete Plumbing Chapters 25 - 32 and insert the Illinois Plumbing Code

Delete Electric Chapters 34 - 41 and insert National Electric Code

**Appendices** 

### 2. 2021 International Building Code.

The following are the additions, deletions and insertions to the adopted code:

Section 101.1 Insert the City of Oregon

Section 101.4.3. Delete the International Plumbing Code and insert the Illinois Plumbing Code

Section 103.1 Insert Building Department

Section 109.2 & 111.4 & 115.4 Insert the City of Oregon Fee Schedule

Section 113.3 Add the following: The Planning and Zoning Commission shall serve as the Board of Appeals.

Chapter 11 Delete the entire Chapter and insert the Illinois Accessibility Code

Section 1612.3 Insert the City of Oregon Flood Study - 2016

Section 1807.1.4 delete the entire section The use of wood footings and foundations is not allowed.

**Appendices** 

### 3. 2021 International Existing Building Code

The following are additions, deletions, and insertions to the adopted code:

Section 101.1 Insert the City of Oregon

Section 103.1 Insert Building Department

Section 108.2 & 113.4 and 114.4 Insert the City of Oregon fee schedule

Section 112.1 Add the following: The Planning and Zoning Commission shall serve as the Board of Appeals.

Section 1301.6 Add the following: All local amendments shall be applied regardless of the outcome of the evaluation

### 4. 2021 International Fire Code

The following are the additions, deletions and insertions to the adopted code:

Section 101.1 Insert the City of Oregon

Section 111.1 Add the following: The Planning and Zoning Commission shall serve as the Board of Appeals.

Sections 107.2 & 112.4 &113.4 Insert the City of Oregon fee schedule.

Appendices

### 5. 2021 International Mechanical Code.

The following are the additions, deletions and insertions to the adopted code:

Section 101.1 Insert the City of Oregon

Section 103.1 Insert Building Department

Section 109.2 & 113.4 & 115.4 Insert the City of Oregon fee schedule

Section 114.1 Add the following: The Planning and Zoning Commission shall serve as the Board of Appeals.

Chapter 15 Delete the International Plumbing Code and insert the Illinois Plumbing Code

### <u>Appendices</u>

### 6. 2021 International Fuel Gas Code.

The following are the additions, deletions and insertions to the adopted code:

Section 101.1 Insert the City of Oregon

Section 103.1 Insert Building Department

Section 109.2 & 115.4 & 116.4 Insert the City of Oregon fee schedule

Section 114.1 Add the following: The Planning and Zoning Commission shall serve as the Board of Appeals.

Chapter 15 Delete the International Plumbing Code and insert the Illinois Plumbing Code

**Appendices** 

### 7. 2021 Energy Conservation Code.

The following are the additions, deletions and insertions to the adopted code:

All amendments to the code in the Illinois Energy Conservation Act are applicable.

Sections C101.1 & R101.1 Insert the City of Oregon.

Section C104.2, R104.2 Insert the City of Oregon fee schedule

Section C110.3 & R110.2 Add the following: The Planning and Zoning Commission shall serve as the Board of Appeals.

Chapter C6 Delete the International Plumbing Code and insert the Illinois Plumbing Code

### 8. 2021 International Property Maintenance Code.

The following are the additions, deletions and insertions to the adopted code:

Section 101.1 Insert the City of Oregon

Section 102.3 Delete the International Plumbing Code and insert the Illinois Plumbing Code

Section 103.1 Insert Building Department

Section 104.1 & 109.4 & 110.4 Insert the City of Oregon fee schedule

Section 108.1 Add the following: The Planning and Zoning Commission shall serve as the

Board of Appeals.

Section 302.4 Insert 6 inches for weeds

Section 304.14 Insert May 1 to October 1

Section 602.3 Insert October 1 to May 1

Section 602.4 October 1 to May 1

Chapter 8 Delete the International Plumbing Code and insert the Illinois Plumbing Code

**Appendices** 

9. 2021 NFPA 101 Life Safety Code.

10. 2020 National Electrical Code.

11. Adopt the following amendments

All wiring systems in a commercial building shall be in pipe (EMT, IMC or Rigid).

All wire shall be copper.

GFCI protection is not required for sump pumps or ice melt outlets.

All single-family homes and duplexes shall have a UFER ground.

- 12. Illinois State Plumbing Code (current edition).
- 13. Illinois Accessibility Code (current edition).
- 14. 2021 International Swimming Pool and Spa Code.

The following are the additions, deletions and insertions to the adopted code:

Section 101.1 Insert the City of Oregon

Section 101.1 Insert the City of Oregon

Section 107.1 Add the following: When there is a conflict between this code and a local ordinance, the stricter shall apply.

Section 103.1 Insert Building Department

Section 108.2 & 113.4 & 114.4 Insert the City of Oregon fee schedule

Section 112.1 Add the following: The Planning and Zoning Commission shall serve as the

### Board of Appeals.

Chapter 11 Delete the International Plumbing Code and insert the Illinois Plumbing Code

### **Appendices**

- A. Location And Maintenance Of Code: The city shall maintain a copy of the Northwest Illinois Regional Building Code on file and available for inspection in the building department at city hall.
- B. Reference To City: The Northwest Illinois Regional Building Code shall be amended by inserting the reference to the city at all appropriate places. (Code 1987, § 3-71; Ord. No. 1088, § 1, 5-13-1996; Ord. No. 1181, 11-12-2002; Ord. No. 2015-108, 11-24-2015)

**State Law reference**—Incorporation by reference of certain construction regulations, 65 ILCS 5/1-3-1 et seq.; fire safety regulations, 65 ILCS 5/11-8-1 et seq.; municipal plumbing regulations, 65 ILCS 5/11-20-5; Illinois Plumbing License Law, 225 ILCS 320/0.01 et seq.; municipal control over building and construction, 65 ILCS 5/11-30-1 et seq.

**SECTION 9:** <u>AMENDMENT</u> "26.08.040 House Numbering Required" of the City of Oregon Municipal Code is hereby *amended* as follows:

### BEFORE AMENDMENT

26.08.040 House Numbering Required

- A. House Numbering Required
  - It shall be the duty of the owners or occupants of every house, firm, and corporation in the city to have placed thereon, in a place visible from the street, figures at least three inches high, showing the street number of the house, firm, or corporation.
- B. Failure to Comply Prohibited:
  - No person, firm or corporation shall fail to number any house, building or other structure occupied by residents; nor shall any person, firm or corporation, if after receiving notice to do so from the clerk, building inspector, chief of police, or any officer of the city, continue to fail to number his or her house, building or structure.
- C. Penalty
  - Any violation of this section after having received a notice from the clerk, building inspector, chief of police or any offier of the city, shall be punished by a fine as established by the City of Oregon fine schedule for each day during or on which a failure to so number continues.

(Ord. No. 2017-108, § 9-64, 7-25-2017)

**HISTORY** 

### AFTER AMENDMENT

### 26.08.040 House Numbering Required

- A. House Numbering Required
  - It shall be the duty of the owners or occupants of every house, firm, and corporation in the city to have placed thereon, in a place visible from the street, figures at least <u>fourthree</u> inches high, showing the street number of the house, firm, or corporation.
- B. Failure to Comply Prohibited:

No person, firm or corporation shall fail to number any house, building or other structure occupied by residents; nor shall any person, firm or corporation, if after receiving notice to do so from the clerk, bBuilding iInspector, chief of police, or any officer of the city, continue to fail to number his or her house, building or structure.

C. Penalty

Any violation of this section after having received a notice from the clerk, building Inspector, chief of police or any offier of the city, shall be punished by a fine as established by the City of Oregon fine schedule for each day during or on which a failure to so number continues.

(Ord. No. 2017-108, § 9-64, 7-25-2017)

**HISTORY** 

Amended by Ord. <u>2020-118</u> on 11/10/2020

**SECTION 10:** <u>AMENDMENT</u> "26.12.010 Imminent Danger" of the City of Oregon Municipal Code is hereby *amended* as follows:

### BEFORE AMENDMENT

### 26.12.010 Imminent Danger

A. When, in the opinion of the chief of police, in conjunction with the city building inspector or other qualified city official, there is imminent danger of failure or collapse of a building or structure which endangers life, or when any structure or part of a structure has fallen and life is endangered by the occupation of the structure, or when there is actual or potential danger to the building occupants or those in the proximity of any structure because of explosives, explosive fumes or vapors or the presence of toxic fumes, gases or material, or operation of defective or dangerous equipment, the chief of police or other city official is hereby authorized and empowered to order and require the occupants to vacate the premises forthwith. The chief of police or city official shall cause to be posted at each entrance to such structure a notice reading as follows:

- This Structure is Unsafe and Its Occupancy Has Been Prohibited by the Chief of Police or City Official.
- B. It shall be unlawful for any person to enter such structure except for the purpose of securing the structure, making the required repairs, removing the hazardous condition or demolishing the same.

(Code 1987, § 3-101; Ord. No. 1136, 9-27-1999)

### AFTER AMENDMENT

### 26.12.010 Imminent Danger

- A. When, in the opinion of the chief of police, in conjunction with the city \(\frac{b}{B}\) uilding \(\frac{i}{I}\) inspector or other qualified city official, there is imminent danger of failure or collapse of a building or structure which endangers life, or when any structure or part of a structure has fallen and life is endangered by the occupation of the structure, or when there is actual or potential danger to the building occupants or those in the proximity of any structure because of explosives, explosive fumes or vapors or the presence of toxic fumes, gases or material, or operation of defective or dangerous equipment, the chief of police or other city official is hereby authorized and empowered to order and require the occupants to vacate the premises forthwith. The chief of police or city official shall cause to be posted at each entrance to such structure a notice reading as follows:
  - This Structure is Unsafe and Its Occupancy Has Been Prohibited by the Chief of Police or City Official.
- B. It shall be unlawful for any person to enter such structure except for the purpose of securing the structure, making the required repairs, removing the hazardous condition or demolishing the same.

(Code 1987, § 3-101; Ord. No. 1136, 9-27-1999)

**SECTION 11:** <u>AMENDMENT</u> "26.12.020 Temporary Safeguards" of the City of Oregon Municipal Code is hereby *amended* as follows:

### BEFORE AMENDMENT

26.12.020 Temporary Safeguards

Notwithstanding other provisions of this Code, whenever, in the opinion of the chief of police or city official, in conjunction with the city building inspector, there is imminent danger due to an unsafe condition, the chief of police or city official shall order the necessary work to be done, including the boarding-up of the openings, to render such structure temporarily safe whether or not other legal procedures herein described have been instituted; and shall cause such other action to be taken as the chief of police or city official, in conjunction with the city

building inspector, deems necessary to meet such emergency.

(Code 1987, § 3-102; Ord. No. 1136, 9-27-1999)

### AFTER AMENDMENT

### 26.12.020 Temporary Safeguards

Notwithstanding other provisions of this Code, whenever, in the opinion of the chief of police or city official, in conjunction with the city building inspector, there is imminent danger due to an unsafe condition, the chief of police or city official shall order the necessary work to be done, including the boarding-up of the openings, to render such structure temporarily safe whether or not other legal procedures herein described have been instituted; and shall cause such other action to be taken as the chief of police or city official, in conjunction with the city building inspector, deems necessary to meet such emergency.

(Code 1987, § 3-102; Ord. No. 1136, 9-27-1999)

**SECTION 12:** <u>AMENDMENT</u> "26.16.010 Permit" of the City of Oregon Municipal Code is hereby *amended* as follows:

### BEFORE AMENDMENT

### 26.16.010 Permit

- A. It shall be unlawful to construct any fence or walled area on an area zoned for residential or commercial purposes without having first secured a permit. Said fee to be established from time to time by approval of the city council.
- B. Application shall be made in the office of the city clerk and shall be accompanied by one set of plans or specifications indicating:
  - 1. Where the fence will be located (i.e., distance from lot lines).
  - 2. Height of the fence.
  - 3. Construction materials of fence.

(Code 1987, § 6-2(intro. ¶), (1); Ord. No. 1141, 6-12-2000; Ord. No. 1201, 5-10-2004; Ord. of 4-25-2005)

### AFTER AMENDMENT

### 26.16.010 Permit

- A. It shall be unlawful to construct any fence or walled area on an area zoned for residential or commercial purposes without having first secured a permit. Said fee to be established from time to time by approval of the city council.
- B. Application shall be made in the office of the city clerk and shall be accompanied by

one set of plans or specifications indicating:

- 1. Where the fence will be located (i.e., distance from lot lines).
- 2. Height of the fence.
- 3. Construction materials of fence.
- C. Property pins shall be located before fence is erected or installed
- D. The distance from center of the fence pole to the property line shall be 8 inches
- E. The fence post holes shall be a minimum of 42 inches below grade
- F. The minimum gage for a chain link or wire fence shall be 9

(Code 1987, § 6-2(intro. ¶), (1); Ord. No. 1141, 6-12-2000; Ord. No. 1201, 5-10-2004; Ord. of 4-25-2005)

**SECTION 13:** <u>AMENDMENT</u> "26.16.070 Pool Fences" of the City of Oregon Municipal Code is hereby *amended* as follows:

### BEFORE AMENDMENT

26.16.070 Pool Fences

All private swimming pools in the city must be made inaccessible to the general population according to the requirements listed herein. Existing private swimming pools are required to be in compliance with this Code within 90 days of its adoption. Any party found to be in violation of said requirements will be subject to penalty according to OCC 1.16.030.

- A. In-ground Swimming Pools: In-ground swimming pools shall be enclosed by a permanent fence with a minimum height of four feet and shall not exceed eight feet in height. Any access gate in the fence shall be lockable and locked when owner, or any designated and responsible person of at least 14 years of age, is absent. Any commercial pool cover designed to withstand a minimum of 100 pounds of weight may be in lieu of a fence. In that circumstance, the cover must be utilized when the owner, or any designated and responsible person of at least 14 years of age, is absent.
- B. Aboveground Swimming Pools: For swimming pools four feet or more in height, the wall of the swimming pool shall be considered "fencing." The pool shall have a means of limiting access to it when owner, or any designated and responsible person of at least 14 years of age, is absent by either of the following: removing or folding up and locking any ladder; or closing and locking a gate on steps to a deck or landing. If the pool is located within an appropriately fenced yard, the removal or locking of the ladder or steps, or closing and locking a gate on steps to a deck or landing, is not required but is still a recommended safety practice.

(Code 1987, § 6-2(7); Ord. No. 1141, 6-12-2000; Ord. No. 1201, 5-10-2004; Ord. of 4-25-2005)

### AFTER AMENDMENT

### 26.16.070 Pool Fences

All private swimming pools in the city must be made inaccessible to the general population according to the requirements listed herein. Existing private swimming pools are required to be in compliance with this Code within 90 days of its adoption. Any party found to be in violation of said requirements will be subject to penalty according to OCC 1.16.030.

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- B. Aboveground Swimming Pools: For swimming pools four feet or more in height, the wall of the swimming pool shall be considered "fencing." The pool shall have a means of limiting access to it when owner, or any designated and responsible person of at least 14 years of age, is absent by either of the following: removing or folding up and locking any ladder; or closing and locking a gate on steps to a deck or landing. If the pool is located within an appropriately fenced yard, the removal or locking of the ladder or steps, or closing and locking a gate on steps to a deck or landing, is not required but is still a recommended safety practice unless there is unimpeded access from windows or doors from the house.

(Code 1987, § 6-2(7); Ord. No. 1141, 6-12-2000; Ord. No. 1201, 5-10-2004; Ord. of 4-25-2005)

**SECTION 14:** <u>AMENDMENT</u> "26.04.030 Building Materials" of the City of Oregon Municipal Code is hereby *amended* as follows:

### BEFORE AMENDMENT

26.04.030 Building Materials

When any person shall be about to build or repair any house, store, building or other improvement in the city, and shall not have sufficient ground on which to place the necessary materials for such building or improvement, the mayor, with the approval of the council, may grant a written permission, subject to necessary conditions, to such person to place such building materials on a portion of the street or sidewalk as may be approved, for a period not exceeding three months. At the expiration of the time mentioned in such written permission the person who shall have obtained the same, shall remove from such street all building material, rubbish, or other articles placed in such street by virtue of such permission.

(Code 1970, § 3-7-11; Code 1987, § 3-1)

### AFTER AMENDMENT

### 26.04.030 Building Materials

When any person shall be about to build or repair any house, store, building or other improvement in the city, and shall not have sufficient ground on which to place the necessary materials for such building or improvement, the <a href="mayor">mayor</a>, with the approval of the eouncil Director of Public Works or City Manager, may grant a written permission, subject to necessary conditions, to such person to place such building materials on a portion of the street or sidewalk as may be approved, for a period not exceeding three months. At the expiration of the time mentioned in such written permission the person who shall have obtained the same, shall remove from such street all building material, rubbish, or other articles placed in such street by virtue of such permission.

(Code 1970, § 3-7-11; Code 1987, § 3-1)

**SECTION 15:** <u>AMENDMENT</u> "26.04.040 Porches; Cellars; Steps; Construction" of the City of Oregon Municipal Code is hereby *amended* as follows:

### BEFORE AMENDMENT

26.04.040 Porches; Cellars; Steps; Construction

- A. No porch, gallery, stoops, steps, stairway, cellar door, cellar stairway, basement stairway, railing or platform, heretofore erected or built, or to be hereafter built or excavated within the city, shall be allowed to extend into or upon any street or sidewalk, nor shall any cellar door rise or project above the surface of the sidewalk, nor shall the hinges or any other thing connected therewith, project or rise above the same, nor shall any staple, lock or fastening be placed on the upper side thereof. Every person being the owner or having the possession of any premises, who shall build, erect or maintain, or cause to be built, erected or maintained, any such porch, gallery, stoop, steps, stairway, cellar door, cellar stairway, basement stairway, railing or platform in violation of the provisions of this section, shall be deemed guilty of violation of this Code.
- B. The mayor, with the approval of the council, may grant a written permission, subject to necessary conditions, for exceptions to paragraph A.

(Code 1970, § 3-7-7; Code 1987, § 3-2)

### AFTER AMENDMENT

26.04.040 Porches; Cellars; Steps; Construction

A. No porch, gallery, stoops, steps, stairway, cellar door, cellar stairway, basement

stairway, railing or platform, heretofore erected or built, or to be hereafter built or excavated within the city, shall be allowed to extend into or upon any street or sidewalk, nor shall any cellar door rise or project above the surface of the sidewalk, nor shall the hinges or any other thing connected therewith, project or rise above the same, nor shall any staple, lock or fastening be placed on the upper side thereof. Every person being the owner or having the possession of any premises, who shall build, erect or maintain, or cause to be built, erected or maintained, any such porch, gallery, stoop, steps, stairway, cellar door, cellar stairway, basement stairway, railing or platform in violation of the provisions of this section, shall be deemed guilty of violation of this Code.

B. The mayor, with the approval of the council Director of Public Works or City Manager, may grant a written permission, subject to necessary conditions, for exceptions to paragraph A.

(Code 1970, § 3-7-7; Code 1987, § 3-2)

# PASSED AND ADOPTED BY THE CITY OF OREGON COUNCIL AYE NAY ABSENT ABSTAIN Council Member Kurt Wilson Council Member Terry Schuster Council Member Tim Krug Council Member Mel Cozzi Mayor Ken Williams Presiding Officer Attest Cheryl Hilton, City Clerk, City of Oregon Cheryl Hilton, City Clerk, City of Oregon



<u>Our Mission</u>: To foster an environment of economic growth and opportunity through effective partnerships with our citizens, businesses, and visitors while maintaining a high standard for quality of life in a progressive community which embraces its heritage.

### CITY OF OREGON

115 N. 3rd Street, Oregon, IL 61061 Phn: 815-732-6321/ website: cityoforegon.org

To: Mayor Ken Williams & Oregon City Council

From: Darin J. DeHaan, City Manager

**DATE:** Dec 10, 2024

I am pleased to provide Mayor Williams and the Oregon City Council with the following synopsis of City Business for - Nov 23, 2024 - Dec 6, 2024

### Submitted by Darin DeHaan - City Manager:

- Thank you to Public Works for their quick response in dealing with the 10th Street water main break, working in very cold conditions.
- Cheryl and I have been working on a variance request that will go to public hearing on 01/16/25 for the Oregon Fire Protection District.
- Thank you to all the volunteers, vendors, Police Officers, Public Works employees and of course the visitors that made Candlelight Walk a great event for Oregon again. The Oregon area Chamber of Commerce does a great job with this each year.
- I've spent quite a bit of time working on several ordinances and other city projects which will be coming to the City Council soon.



• We continue to work with Republic Services and Northern Illinois Disposal on the transition process. Thank you to Cheryl, Lynn, and Lisa for helping citizens with questions, coordinating cart deliveries, and explaining the new schedule to callers. You all make City Hall run so well!

### City Hall - Cheryl Hilton - City Clerk:

- Please contact City Hall if you would like to start direct debit or email billing for your water/sewer/garbage bill.
- City Hall staff wishes everyone a Merry Christmas and Happy New Year!

### **MEETING INFORMATION**

### **Economic and Community Development Committee:**

Next meeting: Jan 7, 2025 at 5:00 p.m. City Hall Conference Room

### **Sustainability Committee:**

Next meeting: Jan 13, 2025 at 9am Oregon City Hall Conference Room

### **City Council Meeting:**

Next meeting Jan 14, 2025 at 5:30pm Oregon City Hall Council Chambers

### Planning & Zoning:

Next meeting Jan 21, 2025 at 5:30pm Oregon City Hall Council Chambers.

### Tree Board:

Next meeting Mar 18, 2025 at 4:30pm at Oregon City Hall Conference Room

### **Public Art Commission:**

Next Meeting TBD

### **PUBLIC WORKS:**

### <u>Director of Public Works Submitted by Bill Covell:</u>

- Tree Board
  - Working with homeowners to select trees
- Monthly Fuel Reports
- Approve sewer permit
- Frontier Communications
  - Reported line issues
- Trestle Ridge
  - o Review new as-built information
- Daily Scheduling
- Headworks Project
  - Reviewed 30% of plans submitted by Fehr Graham

- Work with Fehr Graham on the Energy Survey
- Streetscape Project
  - Review the final pay estimate
- Lead Service Inventory
  - Updated list for IEPA
- MFT
  - Work on 2025 MFT
- Pedestrian Crossings
  - I received an email back from IDOT, and I am now setting up a meeting to keep moving forward
- Prepared bills for payment
- SCADA Upgrades
  - New cellular connections in two lift stations and both new generators
- 2025 Street Projects
  - Rough quantities completed, adding the projects to CIP
- Call in Julies for tree plantings and sign installation
- Helped Josh complete CDL training
- Reviewed applications and had an interview for the open position
- Help clean clarifier at WWTP
- Drove all alleyways and looked for possible plowing hazards
- Worked with Helm Electric to get faulty GFCI outlets replaced on light poles downtown
- Began updating snow plow maps

### Street Department Submitted by Jordan Plock:

- Street Department Foreman continued with his continuing education classes
- Crew is continuing with stump removal and restoration of the terrace.
- Crew is working on trimming low-hanging branches and brush throughout the city.
- Crew completed the monthly brush pickup.
- Crew prepped equipment for the upcoming snow season.
- Crew installed new stop signs and street signs in a few areas.
- The crew cleaned downtown from leaf debris after various windstorms.
- Crew installed the winter snowflakes and banners in the downtown area.
- The crew helped with the preparation and cleanup of the Candlelight Walk.
- The crew is continuing to work on improvements to the Street Garage. .

### Sewer Department Submitted by Scott Wallace:

- Daily chores
- Full testing (process control/EPA Monitoring)
- Half testing (process control)
- Pumped Sludge
- Cleaned bar screens multiple times a day due
- Daily netting of Tanks
- Daily reporting of National Weather Service recordings
- Lift Station usage recording
- Assisted the Water department when needed
- Cleaned clarifiers (weirs, and channels)
- Generator/ Well checks
- Worked with various customers on water and sewer issues(leaks, sewer backups)
- Monthly reports to EPA
- Chemical Delivery
- Worked on Management classes
- Hauled sludge with Wastewater management
- End-of-season tasks
- Prepared buildings for the winter season
- Temporary Lab protocol for equipment
- Assisted Scada installation at Woods lift station
- Assisted Scada installation at Stonegate subdivision
- Worked with EPA on CSO reporting

### Water Department Submitted by Jeff Pennington:

- Daily water chores
- Daily water testing
- Repair and Replacement of Chemical feed pump issues as needed
- Chemical Delivery
- Julie Locates
- Worked on Monthly paperwork for EPA compliance
- Assisted the Sewer department when needed
- Water shutoffs
- Water turn-ons
- Final reads
- Worked with various customers on water and sewer issues (leaks, sewer backups)
- Generator/ Well checks

- Worked on Management classes
- Working on EPA updating of multiple monitoring programs and New regulations for EPA compliance.
- Repaired water main break on Webster Street
- EPA inspection
- Worked on Lead and copper sampling site plan with Director of Public Works

### Oregon Police Department Submitted by Chief Matthew Kalnins

- We are just about 2 weeks away from Officer Buckwalter graduating from the Sauk Valley Police Academy.
- We have been very fortunate and have been able to fill the 2 remaining spots in the police department roster. We will be bringing Officer Breanna Wakeland on board and she will be joining Officer Buckwalter in FTO in December. Officer Wakeland comes to us from the Aledo Police Department. Our final roster spot will go to Joshua Cofield. Joshua tested with the police department in October and will attend the Sauk Valley Community College Police Academy in January.
- We would like to thank the volunteers and everyone that came out to the Candle Light Walk on 11-30-2024. It was once again a great event