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**VILLAGE OF MELROSE PARK
COOK COUNTY, ILLINOIS**

ORDINANCE NO. 978

**AN ORDINANCE AMENDING CHAPTER 55, BUILDING,
CONSTRUCTION, ALTERATION, REPAIRING, MOVING OF THE
MUNICIPAL CODE OF MELROSE PARK OF 1970, FOR THE
VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF
ILLINOIS.**

**ADOPTED BY THE
PRESIDENT AND BOARD OF TRUSTEES
OF THE
VILLAGE OF MELROSE PARK**

THIS 22ND DAY OF MAY 2006

**RONALD M. SERPICO, Village President
MARY ANN PAOLANTONIO SALEMI, Village Clerk**

Board Of Trustees

**JOHN S. CONTEDEUCA
CATHLEEN COSSIDENT ITALIA
THOMAS KLEIN
RUBEN LOMELI
ARTURO J. MOTA
ANTHONY J. PRIGNANO**

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**Published by authority of the
President and Board of Trustees
Of the Village of Melrose Park,
Cook County, Illinois on
This 23rd day of MAY 2006**

ORDINANCE NO. 978

AN ORDINANCE AMENDING CHAPTER 55, BUILDING, CONSTRUCTION, ALTERATION, REPAIRING, MOVING OF THE MUNICIPAL CODE OF MELROSE PARK OF 1970, FOR THE VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF ILLINOIS.

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WHEREAS, the Village of Melrose Park, Cook County, State of Illinois ("the Village") is a duly organized and existing Village created under the provisions of the laws of the State of Illinois, and is now operating under the provisions of the Illinois Municipal Code, and all laws amendatory thereof and supplementary thereto with full powers to enact ordinances for the benefit of the residents of the Village.

WHEREAS, the Village President, the Honorable Ronald M. Serpico, the Village Clerk, the Honorable Mary Ann Paolantonio Salemi, having taken office on May 2, 2005 and the Village Board of Trustees, the Honorable John S. Conteduca, Cathleen Cossident Italia, Tom "T.K." Klein, Ruben Lomeli, Trustee Arturo J. Mota and Anthony J. Prignano, having taken office on May 2, 2005, constitute the duly elected, qualified and acting officials of the Village; and

WHEREAS, the President and the Board of Trustees of the Village have determined that it is both advisable and in the best interest of the Village to make certain amendments to Chapter 55, Building, Construction, Alteration, Repairing, Moving of the Municipal Code of Melrose Park, Illinois of 1970, as amended (the "Village Code") by the adoption of the BOCA National Building Code, 1999 Edition (hereinafter or otherwise the "BOCA"); and

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

**ARTICLE I.
IN GENERAL**

Section 01. Incorporation Clause.

The President and Board of Trustees of the Village (the "Village Board") hereby find that all of the recitals hereinbefore stated as contained in the preambles to this Ordinance are full, true and correct and does hereby, by reference, incorporate and make them part of the Ordinance as legislative findings.

Section 02. Purpose.

The purpose of this Ordinance is to amend Chapter 55, Building, Construction, Alteration, Repairing, Moving of the Municipal Code of Melrose Park, Illinois of 1970, as amended by the adoption of the BOCA National Building Code, 1999 Edition.

Section 03. Invocation of Authority.

This Ordinance is enacted pursuant to the authority granted to this Village by the Constitution of the State of Illinois and the Illinois Compiled Statutes.

Section 04. State Law Adopted.

All applicable provisions of the Illinois Compiled Statutes, including the Illinois Municipal Code, as may be amended from time to time, relating to the purposes of this Ordinance are hereby incorporated herein by reference.

Sections 05-09. Reserved.

**ARTICLE II.
AMENDMENTS TO CHAPTER 55.**

Section 10.00 Supplements to Chapter 55.

That Chapter 55 of the Village Code is hereby amended, notwithstanding any provisions, ordinances, resolutions, or Village Code sections to the contrary, said Section shall read as follows:

That as a supplement and in addition to the regulations, provisions, penalties, conditions and terms of BOCA National Building Code, 1999 Edition, adopted by Ordinance No. 489, the following additional regulations, provisions, conditions and terms are hereby adopted and made a part of Chapter 55, Building, Construction, Alteration, Repairing, Moving of the Village Code.

Section 11.00 Supplements

Periodic Inspection Intervals: Periodic inspections shall hereafter be made at intervals of not more than twelve (12) months for all manlifts, elevators, escalators, dumbwaiters and moving walks. Miscellaneous hoisting and elevating equipment, conveyors and amusement devices shall be inspected at such intervals as are deemed necessary by the code official to ensure safe operation.

To the extent that any of the regulations, provisions, conditions and terms adopted by this Section 11.00 are in conflict with any of the regulations, provisions, conditions and terms of the BOCA National Building Code, 1999 Edition, this Section 11.00 shall supersede the conflicting provision adopted by Ordinance 489.

**ARTICLE III.
SAVINGS CLAUSES,
PUBLICATION, EFFECTIVE DATE**

Section 12.00 Headings.

The headings for the articles, sections, paragraphs, and sub-paragraphs of this Ordinance are inserted solely for the convenience of reference and form no substantive

part of this Ordinance nor should they be used in any interpretation or construction of any substantive provisions of this Ordinance.

Section 13.00 Severability.

The provisions of this Ordinance are hereby declared to be severable and should any provision, clause, sentence, paragraph, sub-paragraph, section, or part of this Ordinance be determined to be in conflict with any law, statute or regulation by a court of competent jurisdiction, said provision shall be excluded and deemed inoperative, unenforceable, and as though not provided for herein, and all other provisions shall remain unaffected, unimpaired, valid and in full force and effect. It is hereby declared to be the legislative intent of the Board of Trustees that this Ordinance would have been adopted had not such unconstitutional or invalid provision, clause, sentence, paragraph, sub-paragraph, section, or part thereof had not been included.

Section 14.00 Superseder.

All code provisions, ordinances, resolutions and orders, or parts thereof, in conflict herewith, are to the extent of such conflict hereby superseded.

Section 15.00 Publication.

A full, true and complete copy of this Ordinance shall be published in pamphlet form or in a newspaper published and of general circulation within the Village as provided by the Illinois Municipal Code, as amended.

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Section 16.00 Effective date

This Ordinance shall be in full force and effect upon passage, approval and publication, as provided by law.

On The Individual Poll And Voice Vote Of The Board Of Trustees:

AYE VOTES: Trustee Conteduca, Trustee Italia, Trustee Klein,
Trustee Lomeli, Trustee Mota, Trustee Prignano

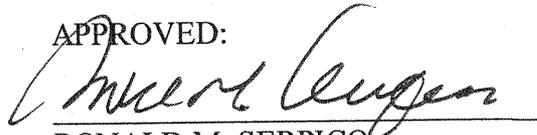
NAY VOTES:

ABSTAIN:

ABSENT:

SO PASSED, ADOPTED, APPROVED AND ENACTED IN AND AT THE
VILLAGE OF MELROSE PARK, COUNTY OF COOK, STATE OF ILLINOIS, THIS
TWENTY-SECOND DAY OF MAY, 2006 A.D.

APPROVED:



RONALD M. SERPICO,
VILLAGE PRESIDENT

ATTEST:



Mary Ann Paolantonio Salemi
Village Clerk

(SEAL)

Recorded in the Municipal Records: May 22, 2006
Published in pamphlet form: May 23, 2006