

CHAPTER 11.4.1 - ENERGY CONSERVATION CODE

DIVISION 1 - RESERVED

DIVISION 2 - APPEALS

SEC. 11.4.2-1 APPEALS. All appeals of the rulings or determinations of the Code Official regarding the International Energy Conservation Code shall be to the Building Board of Appeals.

DIVISION 3 - PERMITS, REGISTRATION, INSPECTIONS, AND FEES

SEC. 11.4.3-1 REGISTRATION REQUIRED. Except as specifically otherwise provided in this Chapter, it shall be unlawful for any person, firm or corporation to do or perform any air leakage testing or field verification within the scope of the International Energy Conservation Code, 2012, as adopted and modified hereby, without being appropriately registered under the provisions of this Chapter. (Amended 12/16/2013 by Ord. No. 5528)

SEC. 11.4.3-2 (Reserved)

SEC. 11.4.3-3 REGISTRATION PROCEDURE. The procedure for obtaining an Energy Contractor shall be as follows:

- A. Applications for an Energy Contractor shall be received by the Code Official on forms which may be obtained from him. The application shall state on it the name, address and place of business of the applicant.
- B. An Energy Contractor shall be at least eighteen years of age.
- C. Each registrant under this Division shall be certified as a Third Party Contractor by an industry recognized agency.
- D. Each applicant must pay an annual \$50 contractor registration fee. (SEC. 11.4.3-3 Amended 11/18/2013 by Ord. No. 5515)

SEC. 11.4.3-4 (Reserved)

SEC. 11.4.3-5 RECIPROCITY AND REGISTRATION. Any person, firm or corporation who is registered or licensed for the current year in any city, village or town in the State of Illinois where the requirements of registration or licensing on the date of such registration or licensing were substantially equal to or greater than the requirements provided in this Chapter, and if such city, village or town extends a similar privilege to persons licensed under this Chapter, shall not be required to obtain a license as provided in this Chapter, in order to engage in air leakage testing or field verification, but prior to commencing any work, shall file a copy of his registration or license with the Code Official and pay an annual \$50 registration fee.

SEC. 11.4.3-6 NON-TRANSFERABILITY. No license issued under this Chapter or registration hereunder shall be loaned, rented, assigned or transferred.

SEC. 11.4.3-7 RENEWAL AND REINSTATEMENT. Any person, firm or corporation receiving an Energy Contractor, as provided for in this Chapter, has the right to have that registration renewed annually upon payment to the Town Treasurer of the annual contractor registration fee.

The fee for an annual renewal of an Energy Contractor shall be \$50.00. All registrations shall expire on the 31st day of December of each year. (SEC. 11.4.3-7 Amended 11/18/2013 by Ord. No. 5515)

SEC. 11.4.3-8 REVOCATION OF RIGHTS AND PRIVILEGES. Any licensee or person registered in the Town of Normal under this Chapter may have his license or registration revoked by the Code Official for cause, after notice and an opportunity to be heard in his own defense. Cause for revocation of a license or registration shall include, but shall not be limited to:

- A. Fraud or intentional deception in any report made by License Holder.
- B. Failure to obtain permits required by this Chapter.
- C. Gross negligence.
- D. Failure to call for required inspections.
- E. Unwillingness or inability to perform Air Leakage Testing or Field Verification.
- F. Performing work not authorized by the Class of license held.
- G. Violation of any provision of this Chapter.

SEC. 11.4.3-9 RESERVED

SEC. 11.4.3-10 RESERVED.

SEC. 11.4.3-11 FEES.

Fees Shall be as set forth in Chapter 25 of the Municipal Code of the Town of Normal.

DIVISION 4

SEC. 11.4.4-1 SCOPE OF DIVISION. The provisions of this Division shall control the design, installation, alteration, maintenance, and repair of all construction and mechanical systems and other process matter or material regulated by or within the scope of the International Energy Conservation Code, 2012, as adopted and modified thereby, within the Town of Normal. All such installations shall conform to the provisions of this Chapter and the International Energy Conservation Code, 2012, as adopted and modified hereby. It shall be unlawful for any person, firm or corporation to design, install or alter any system, equipment or component thereof in any way other than that authorized by this Chapter and the International Energy Conservation Code, 2012, as adopted and modified hereby. (Amended 11/18/2013 by Ord. No. 5515)

SEC. 11.4.4-2 ADOPTION OF THE INTERNATIONAL ENERGY CONSERVATION CODE, 2012, WITH AMENDMENTS.

A. Incorporation by Reference. There is hereby adopted by the Town of Normal for the purpose of establishing rules and regulations for the utilization of materials, construction, installation, alteration, maintenance, and repair of all construction and mechanical systems regulated by or within the scope of the International Energy Conservation Code, 2012, as adopted and modified thereby, placed in or utilized in connection with any building or structure within the Town of Normal, a certain Code known as the International Energy Conservation Code, 2012, of the International Code Council, Inc., particularly the 2012 Edition thereof, with specific additions, deletions, insertions, modifications, and amendments (which said Code as so amended is in this Chapter referred to as the International Energy Conservation Code, 2012), not less than one copy of which with the specific additions, deletions, insertions, modifications, and amendments has been, for more than thirty days prior to the adoption of the Ordinance incorporating it by reference, and is now filed in the Office of the Town Clerk of the Town of Normal. The provisions of said Code are hereby adopted and incorporated as fully as if set out at length and the provisions thereof as added, deleted, inserted, modified, and amended by Paragraph B of this Section shall be controlling in regard to all buildings and structures within the corporate limits of the Town.

B. Additions, Deletions, Insertions, Modifications, and Amendments to the International Energy Conservation Code, 2012.

1. Insert the phrase "Town of Normal, Illinois," in all locations in the International Energy Conservation Code, 2012, where parenthetical reference is made to the "name of jurisdiction."
2. Add Section 104.9.1 – Unlawful Acts. Add the following after the end of Section 108.1:

Sec. 104.9.1 It shall be unlawful for any property owner to allow any person, firm or corporation to erect, construct, alter, repair, remove, or demolish any portion of a physical structure or install or remove a mechanical system or component in violation of this Code.

(SEC. 11.4.4-2 Amended 11/18/2013 by Ord. No. 5515)

DIVISION 5 RESERVED

DIVISION 6 - ADMINISTRATION

SEC. 11.4.6-1 RESERVED.

SEC. 11.4.6-2 CONFLICT OF PROVISIONS OF CODE OF THE TOWN; EFFECT OF PARTIAL INVALIDITY. In any case where a provision of this Chapter is found to be in conflict with any zoning, building, fire safety, or health provision of the Code of the Town existing on the effective date of this Chapter or hereafter adopted, the provision which establishes the higher standard for the promotion and protection of the health and safety of the people shall prevail. In any case where any other of the Code provisions of the Town establish a lower standard for the promotion and protection of the health and safety of the people, the provisions of this Chapter shall be deemed to prevail.

SEC. 11.4.6-3 SEVERABILITY. It is hereby declared to be the intention of the Town Council of the Town of Normal, Illinois, that the several provisions of this Chapter are severable in accordance with the following:

- A. If any Court of competent jurisdiction shall adjudge any provision of this Chapter to be invalid, such judgment shall not affect any other provision of this Chapter not specifically included in said judgment order.
- B. If any Court of competent jurisdiction shall adjudge invalid the application of any provision of this Chapter to a particular property, building or structure, such judgment shall not affect the application of said provision to any other property, building or structure, not specifically included in said judgment order.

SEC. 11.4.6-4 PENALTIES. Any person found guilty of violating, disobeying, omitting, neglecting, or refusing to comply with, or resisting or opposing the investigation or enforcement of any of the provisions of this Chapter, or any of the Codes adopted and modified hereby, upon conviction thereof, shall be punished by a fine of not less than Twenty-Five (\$25.00) Dollars nor more than Two Hundred (\$200.00) Dollars for the first offense and not less than Fifty (\$50.00) Dollars nor more than Five Hundred (\$500.00) Dollars for the second and each subsequent offense in any 180 day period, provided, however, that all actions seeking the imposition of fines only shall be filed as quasi-criminal actions, subject to the provisions of the Illinois Code of Civil Procedure. A separate and distinct offense shall be regarded as committed each day upon which said person shall continue any such violation or permit any such violation to exist after notification or knowledge of the existence thereof.