

ORDINANCE NO. O2021-42

**AN ORDINANCE AMENDING THE WARRENVILLE CITY CODE  
TO ELIMINATE THE ELECTRICAL COMMISSION AND  
THE ELETRCIAL CONTRACTOR REGISTRATION REQUIREMENT**

WHEREAS, the City is a home rule municipal corporation pursuant to Article VII, Section 6(a) of the Constitution of the State of Illinois of 1970; and

WHEREAS, Section 8-8-3 of the Warrenville City Code ("**City Code**") requires electrical contractors performing work within the City to register with the City; and

WHEREAS, Section 8-8-4 of the City Code establishes an Electrical Commission designed to recommend regulations regarding the installation, alteration, and use of electrical equipment in the Village; and

WHEREAS, the City has adopted the 2014 edition of the National Electrical Code (NFPA 70), as published by the National Fire Protection Association and approved by the American National Standards Institute (ANSI), which governs the installation and use of all electrical equipment in the City; and

WHEREAS, the City desires to amend: (i) Section 8-8-3 of the City Code to no longer require electrical contractors to register; and (ii) Section 8-8-4 of the City Code to eliminate the Electrical Commission; and

WHEREAS, the Mayor and the City Council have determined that it is in the best interest of the City and the public to amend the City Code pursuant to this Ordinance effective January 1, 2022;

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF WARRENVILLE, DU PAGE COUNTY, ILLINOIS, AS FOLLOWS:

SECTION 1: Recitals. The recitals listed above are incorporated in this Ordinance as if fully set forth in this Ordinance.

SECTION 2: Amendments to Section 8-8-3. Section 8-8-3 of the City Code, titled "Electrical Contractor Registration," of Chapter 8, titled "Electrical Code," of Title 8, titled "Building Regulations," is hereby amended as follows:

**"8-8-3: ELECTRICAL CONTRACTOR – LICENSE REQUIREDREGISTRATION:**

A. Definition: The term "electrical contractor" as used in this section means any person, firm or corporation engaged in the business of installing or altering by contract or otherwise, electrical equipment for the utilization of electricity supplied for light, heat or power, not including radio apparatus or equipment for wireless reception of sounds and signals, and not including apparatus, conductors and other equipment installed for or by public utilities, including common carrier, which are under the jurisdiction of the Illinois Commerce Commission for use in their operation as public utilities; but the term "electrical contractor" does not include employees by such contractor to do or supervise such work.

~~B. License Required Registration: All contracted electrical work must be performed by a licensed and bonded electrical contractor. Within the corporate limits of the City, it shall be unlawful for any person to engage in the business of "electrical contractor" as defined in this section without first being licensed registered as an electrical contractor. Electrical contractors performing work within the City must have a valid license obtained by passing a written electrical examination offered by an approved municipality or national contractor/trades journeyman or higher electrician certification by the International Code Council. electrical contractors shall be required to register with the Department of Community Development and shall post bond as required by section 8-20-1 of this title.~~

~~C. Application: Any person desiring to engage in the business of electrical contractor shall apply for registration to the chief Code official, it being understood that any person or representative making application for registration shall produce proof of passing an electrical contractor exam through an approved Illinois municipality or through the International Code Council.~~

~~CD. Affidavit and License To Accompany Building Permit Application: Each person applying for registration as an electrical contractor shall file with the application to the chief Code official, building permit application to authorize work to be performed by an electrical contractor must be accompanied by (i) an affidavit setting forth that the electrical contractor applicant, if an individual, or at least one member of the corporation, if the electrical contractor applicant is a corporation, has a thorough knowledge of the provisions of this chapter and all ordinances of the City relative to electricity; and (ii) a legible copy of the electrical contractor's license.~~

~~DE. False Statements Made By Applicant Prohibited : It shall be unlawful for any person to provide false statements or documentation as part of a building permit application regarding the electrical contractor license. In addition to any other penalties set forth in this section, if, in case any statements made by a person seeking registration as an electrical contractor shall, after examination by the Chief Code Official, information or documents provided as part of a building permit application are found to be found to be untrue, the application for building permit registration shall immediately become null and void.~~

~~E. Penalty: Any person violating any provisions of this section will be subject to the fine provided in section 1-4-1 of this code for each offense. Each day of violation constitutes a separate and distinct offense.~~

~~F. Examination: The chief electrical inspector may require the applicant for registration as an electrical contractor to pass an examination as to his qualifications and experience before issuing a certificate of registration.~~

~~G. Fee, Payable In Advance, Not Prorated: The fee for registration as an electrical contractor shall be in the amount stated in section 8-20-1 of this title, per annum or any portion thereof, which sum shall be paid by the applicant to the City of Warrenville in advance, upon filing the application for registration with the chief Code official.~~

~~—H.— Registration Certificate:~~

~~—1. Registration Requirements: All contracted electrical work shall be performed by a licensed/registered and bonded electrician who is also registered with the City of Warrenville. The electrical license must be one which was acquired by passing a written electrical examination offered by an approved municipality or a national contractor/trades journeyman or higher electrician certification by the International Code Council. The electrician(s) shall provide a legible copy of their electrical license, to the Building Division, with the application for registration. (Ord. O2017-38, 6-19-2017)~~

~~—2. Issuance: Upon the filing of the application for registration in the proper form and the payment of the registration fee, the Director of Community and Economic Development shall register the applicant as an electrical contractor, and shall issue to the applicant a certificate of registration which shall authorize the applicant to engage in such business for the year in which it is issued. (Ord. O2017-38, 6-19-2017; amd. Ord. O2018-10, 3-19-2018)~~

~~—3. Expiration: The certificate of registration shall expire on December 31 of the year in which it is issued.~~

~~—4. Registration Revocable: The chief Code official may seek to have a registrant's certificate of registration revoked for one or more violations of any of the rules or regulations pertaining to electrical installation during the annual license period. The chief Code official shall file charges with the Electrical Commission, and a hearing shall be scheduled within ten (10) days thereof. Notice of the hearing shall be given to the registrant no less than five (5) days prior to the hearing.~~

~~If the Electrical Commission determines that the registrant's certificate should be revoked, the registrant's certificate shall be immediately suspended pending a final decision by the City Council. The City Council shall review all decisions of the Electrical Commission revoking certificates and shall render a final decision thereon.~~

~~—5. Display: The registration certificate shall be kept conspicuously in view in the business place of the registrant.~~

~~—6. Nontransferable: No certificate of registration will be transferable. (Ord. O2017-38, 6-19-2017)~~

~~—7. Records: The Director of Community and Economic Development shall keep a suitable record of registration of electrical contractors. (Ord. O2017-38, 6-19-2017; amd. Ord. O2018-10, 3-19-2018)"~~

SECTION 3: Repeal of Section 8-8-4. Section 8-8-4 of the City Code, titled "Electrical Commission," of Chapter 8, titled "Electrical Code" of Title 8, titled "Building Regulations", is hereby repealed and reserved for future use.

SECTION 4: Effective Date. This Ordinance shall be in full force and effect on January 1, 2022, after its passage, approval, and publication in the manner provided by law.

*[Signatures and Voting Record on Following Page]*

PASSED THIS \_\_\_\_ day of \_\_\_\_\_, 2021.

AYES:

NAYS:

ABSTAIN:

ABSENT:

APPROVED THIS \_\_\_\_ day of \_\_\_\_\_, 2021.

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MAYOR

ATTEST:

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CITY CLERK

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