

CITY OF TUSCOLA
ORDINANCE NO. 2025-O- 5

**AN ORDINANCE ADOPTING BY REFERENCE THE INTERNATIONAL
MECHANICAL CODE (2021) AND THE INTERNATIONAL FUEL GAS CODE
(2021); REPEALING ORDINANCE 2019-O-8; AND AMENDING SECTION
152.01 OF THE CITY OF TUSCOLA CODE OF ORDINANCES**

**ADOPTED BY THE CITY COUNCIL
OF THE
CITY OF TUSCOLA**

**Published in pamphlet form by authority of the City Council of the City of Tuscola,
Douglas County, Illinois, this 10 day of March, 2025.**

CITY OF TUSCOLA
DOUGLAS COUNTY, ILLINOIS

ORDINANCE NO. 2025-O-5

March 10, 2025

**AN ORDINANCE ADOPTING BY REFERENCE THE INTERNATIONAL
MECHANICAL CODE (2021) AND THE INTERNATIONAL FUEL GAS CODE
(2021); REPEALING ORDINANCE 2019-O-8; AND AMENDING SECTION
152.01 OF THE CITY OF TUSCOLA CODE OF ORDINANCES**

PREAMBLE

WHEREAS, the City of Tuscola, Douglas County, Illinois, a duly established home-rule municipal corporation (hereinafter the "City,") has the authority, pursuant to 65 ILCS 5/1-3-2 to adopt by reference certain regulations or provisions thereof, including building codes, as criteria for the issuance of construction, reconstruction, alteration, or installation permits; and

WHEREAS, the City has previously adopted by reference the International Mechanical Code (2015) and the International Fuel Gas Code (2015), pursuant to Ordinance 2019-O-8; and

WHEREAS, the International Code Council has published references, namely the International Mechanical Code (2021) and the International Fuel Gas Code (2021), that are more current than those already adopted and in use by the City; and

WHEREAS, City Staff has recommended adoption of these more current codes;
and

WHEREAS, the City, pursuant to 20 ILCS 3918/55, provided notice of a proposed code adoption or alteration to the Illinois Building Commission on January 12, 2025.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF TUSCOLA, DOUGLAS COUNTY, ILLINOIS, THAT:

**ARTICLE I
ADOPTION BY REFERENCE**

Attached hereto as Exhibits A and B and made a part hereof by reference thereto are documents entitled: "The International Mechanical Code (2021 Edition)" and "The International Fuel Gas Code (2021 Edition)," as published by the International Code Council, which are hereby adopted, collectively, as the Heating Code of the City of Tuscola in the State of Illinois; for the control of buildings and structures as herein provided; and each and all of the regulations, provisions, conditions and terms of said International Mechanical Code and International Fuel Gas Code are hereby referred to, adopted and made a part hereof as if fully set out herein.

**ARTICLE II
JURISDICTIONAL AUTHORITY**

When terms such as "Municipality," "Name of Jurisdiction," "Authority having jurisdiction," and "Administrative Authority" are used in these code documents, such terms shall mean the City of Tuscola, Douglas County, Illinois.

**ARTICLE III
ENFORCEMENT RESPONSIBILITY**

The Building Commissioner is authorized to enforce and shall be responsible for the enforcement of the International Mechanical Code (2021 Edition) and the International Fuel Gas Code (2021 Edition), and any modifications thereto contained herein.

**ARTICLE IV
AMENDMENTS TO SECTION 152.01**

Section 152.01 of the City of Tuscola Code of Ordinances shall be amended in its entirety now to read as follows:

“152.01. Adoption By Reference.

The International Mechanical Code (2021 Edition) and the International Fuel Gas Code (2021 Edition), at Exhibits A and B, respectively, as published by the International Code Council, and as hereafter amended, are hereby adopted as the Heating Code of the City of Tuscola and incorporated as part of this code of ordinances as if set out at length herein.”

**ARTICLE V
REPEAL OF ORDINANCE 2019-O-8**

Ordinance No. 2019-O-8 entitled “AN ORDINANCE ADOPTING BY REFERENCE THE INTERNATIONAL MECHANICAL CODE (2015) AND THE INTERNATIONAL FUEL GAS CODE (2015); REPEALING ORDINANCE 2010-O-12; AND AMENDING SECTION 152.01 OF THE CITY OF TUSCOLA CODE OF ORDINANCES” is hereby repealed.

ARTICLE VI

Except as detailed above, all other Ordinances of the City of Tuscola shall retain their current language and remain in full force and effect.

ARTICLE VII

Nothing in this ordinance or in the heating code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby amended as cited in Article IV of this ordinance; nor shall any just legal right or remedy of any character be lost, impaired, or affected by this Ordinance.

ARTICLE VIII

In the event of a conflict between the provisions or terms of “The International Mechanical Code (2021 Edition)” or “The International Fuel Gas Code (2021 Edition)” and any still existing section of the City of Tuscola Code of Ordinances, then the existing ordinance shall prevail, unless and until amended or repealed by ordinance.

ARTICLE IX SEVERABILITY

Should any part of this Ordinance be declared invalid by a court of competent jurisdiction, such declaration shall not affect the validity of the remaining portions of this Ordinance.

ARTICLE X EFFECTIVE DATE

The City Clerk shall cause notice to be published in a newspaper of general circulation within the County that this Ordinance has been adopted and that copies are available upon request to the City Clerk. In addition, copies of the ordinance shall be posted in City Hall. The publication shall be made within fifteen (15) days of the adoption of this Ordinance. The Ordinance shall be in full force and effect on April 1, 2025 after its passage, approval, and publication as required by law.

THE REMAINDER OF THIS PAGE IS INTENTIONALLY LEFT BLANK

Presented, Passed and Approved at a regular meeting of the Mayor and City Council of the City of Tuscola, Douglas County, Illinois, this 10 day of March, 2025.

Upon Motion by SHOEMAKER seconded by BRACE, adopted this 10th day of March, 2025 by roll call vote as follows:

AYES (Names): Brace, Day, Hoey, Martin, Reed
Shoemaker, Slaughter, Waldrop

NAYS (Names): _____

ABSENT (Names): _____



Approved this 10 day of March, 2025.

Daniel Kleiss
Daniel Kleiss, Mayor

Attest:
Elizabeth A. Leamon
Elizabeth A. Leamon, City Clerk

CERTIFICATE OF CITY CLERK

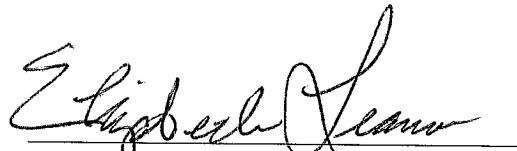
CITY OF TUSCOLA)
COUNTY OF DOUGLAS)
STATE OF ILLINOIS)

The undersigned hereby certifies that she is the duly qualified and acting City Clerk of the City of Tuscola, Illinois and as such official she further certifies that attached hereto is a true and correct copy of the document described as follows:

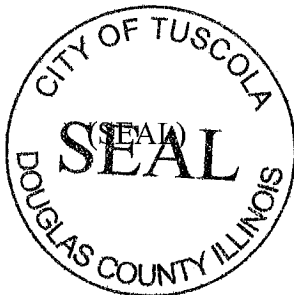
AN ORDINANCE ADOPTING BY REFERENCE THE INTERNATIONAL MECHANICAL CODE (2021) AND THE INTERNATIONAL FUEL GAS CODE (2021); REPEALING ORDINANCE 2019-O-8; AND AMENDING SECTION 152.01 OF THE CITY OF TUSCOLA CODE OF ORDINANCES

The undersigned hereby further certifies that the attached document is a true and correct copy of the original which is in the files of the City of Tuscola, Douglas County, Illinois, and under the custody, control and jurisdiction of my office as City Clerk.

WITNESS my official signature and the seal of the City of Tuscola the 10 day of March, 2025.



City Clerk



STATE OF ILLINOIS)
)
COUNTY OF DOUGLAS) ss.

CERTIFICATE

I, Elizabeth A. Leamon, certify that I am the duly elected and acting Municipal Clerk of the City of Tuscola, Douglas, County, Illinois.

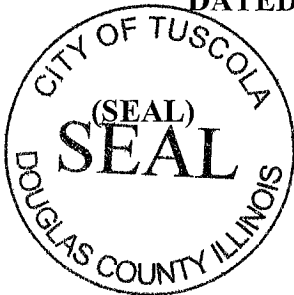
I further certify that on MARCH 10, 2025, the Corporate Authorities of the City of Tuscola passed and approved Ordinance No. 2025-O-5, entitled

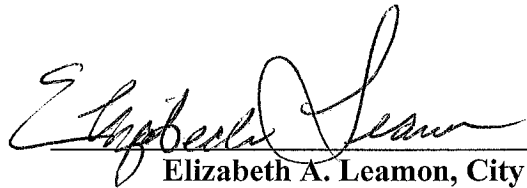
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which provided by its terms that it should be published in pamphlet form.

The pamphlet form of Ordinance No. 2025-O-5, including the Ordinance and cover sheet thereof, was prepared, and a copy of such Ordinance was posted in City Hall, 214 N. Main St., commencing on 3-11-25, 2025 and continuing for at least ten days thereafter. Copies of such Ordinance were also available for public inspection upon request in the office of the City Clerk.

DATED at Tuscola, Illinois, this 10 day of MARCH, 2025.




Elizabeth A. Leamon, City Clerk